

EXHIBIT H

ORIGINAL

THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

CHARLES BOYLE,)
Plaintiff,)
vs.) No. 09 C 1080
UNIVERSITY OF CHICAGO)
POLICE OFFICER LARRY TORRES,)
et al.,)
Defendants.)

The deposition of ASHLEY NICOLE GLOVER, called for examination pursuant to the Rules of Civil Procedure for the United States District Courts pertaining to the taking of depositions, taken before MARLENE L. KING, a notary public within and for the County of Cook and State of Illinois, at 222 North LaSalle Street, Suite 300, Chicago, Illinois, on November 11, 2009, at the hour of 10:15 o'clock a.m.

REPORTED BY: MARLENE L. KING, C.S.R.
LICENSE NO.: 084-003328.

INDEX

2 WITNESS EXAMINATION
3 ASHLEY NICOLE GLOVER
4 By Mr. Puszis 4
5 By Ms. Gibbons 151
6 By Mr. Ksiazek 160
7
8
9

EXHIBITS

11 NUMBER MARKED FOR ID
12 Glover Deposition Exhibit
13 No. 1 145
14 No. 2 147
15 No. 3 148
16

17 (EXHIBITS RETAINED BY MR. PUSZIS.)
18
19
20
21
22
23
24

1

3

APPEARANCES:

2 ED FOX & ASSOCIATES, by
3 MR. JONATHAN R. KSIAZEK,
4 300 West Adams Street,
5 Suite 330,
6 Chicago, Illinois 60606
7 (312) 345-8877
8 Representing the Plaintiff;
9 HINSHAW & CULBERTSON, LLP, by
10 MR. STEVEN M. PUSZIS,
11 222 North LaSalle Street,
12 Suite 300,
13 Chicago, Illinois 60601
14 (312) 704-3000
15 Representing University of
16 Chicago Police Officers;
17 CORPORATION COUNSEL, by
18 MS. HELEN GIBBONS,
19 30 North LaSalle Street,
20 Suite 900,
21 Chicago, Illinois 60602
22 (312) 744-3982
23 Representing City of Chicago
24 Police Officers.

2

1 MR. PUSZIS: Can you swear the witness.
2 (WHEREUPON, the witness was
3 duly sworn.)

4 ASHLEY NICOLE GLOVER,
5 called as a witness herein, having been first
6 duly sworn, was examined and testified as
7 follows:

EXAMINATION

9 BY MR. PUSZIS:

10 Q. All right. Would you please tell us
11 your full name and spell your last name for
12 the benefit of the court reporter?

13 A. Ashley Nicole Glover, G-I-o-v-e-r.

14 Q. Ashley, we're going to ask you some
15 questions today about an incident involving
16 Charles Boyle. Okay?

17 If at any time you don't hear my
18 question or don't understand my question, please
19 tell me, and I'll be glad to either repeat or
20 restate the question. All right?

21 A. Okay.

22 Q. If you go ahead and answer the
23 question, everyone is going to assume that you
24 understood the question and that you heard the

4

1 (Pages 1 to 4)

<p>1 question. All right?</p> <p>2 A. Okay.</p> <p>3 Q. The court reporter is going to be</p> <p>4 taking down everything we say in the room today.</p> <p>5 She can't take down a nod of the head or a shrug</p> <p>6 of the shoulders.</p> <p>7 So while I'll know what your answer</p> <p>8 is, she won't be able to transcribe it on her</p> <p>9 machine. So would you please keep all of your</p> <p>10 answers out loud, verbal in nature. Okay?</p> <p>11 A. Okay.</p> <p>12 Q. Finally, you're going to probably know</p> <p>13 from time to time what my question is before I</p> <p>14 finish it. Court reporter is great, but every</p> <p>15 court reporter has difficulty taking down two</p> <p>16 people speaking at one time. So please wait</p> <p>17 until my question is finished before you begin</p> <p>18 the answer so we can make sure we have an</p> <p>19 accurate record of everything that's said today.</p> <p>20 All right?</p> <p>21 A. Okay.</p> <p>22 Q. Okay. How old are you, Ashley?</p> <p>23 A. I'm 22.</p> <p>24 Q. And where do you currently live?</p>	<p>1 A. It's like Jackson and Laffin.</p> <p>2 THE WITNESS: Whitney Young, Y-o-u-n-g.</p> <p>3 BY MR. PUISZIS:</p> <p>4 Q. And where did you live while you were</p> <p>5 attending Whitney Young?</p> <p>6 A. I had like three different addresses,</p> <p>7 92nd and Blackstone, 62nd and Woodlawn,</p> <p>8 and 83rd and Cregier.</p> <p>9 Q. Do you have any other brothers and</p> <p>10 sisters?</p> <p>11 A. Can you repeat that?</p> <p>12 Q. Do you have any other brothers or</p> <p>13 sisters?</p> <p>14 A. I have a younger sister.</p> <p>15 Q. And what's her name?</p> <p>16 A. Whitney. Same last name.</p> <p>17 Q. Okay. Now, do you own a car?</p> <p>18 A. Not anymore.</p> <p>19 Q. Okay. When did you last own a car?</p> <p>20 A. Like three months ago.</p> <p>21 Q. Okay. What kind of car was that?</p> <p>22 A. It was a 2006 Chrysler Sebring.</p> <p>23 Q. Who was the owner of that car?</p> <p>24 A. It was me and my mother.</p>
<p>1 A. In Blue Island.</p> <p>2 Q. What's the address in Blue Island?</p> <p>3 A. 13033 Seeley Avenue, Apartment 3,</p> <p>4 Blue Island, and the Zip Code is 60406.</p> <p>5 Q. How long have you lived at that</p> <p>6 address, about?</p> <p>7 A. About two years.</p> <p>8 Q. And who do you live there with?</p> <p>9 A. My mother.</p> <p>10 Q. Do you work or go to school?</p> <p>11 A. I go to school.</p> <p>12 Q. Where do you go to school at?</p> <p>13 A. Chicago State.</p> <p>14 Q. What year are you in?</p> <p>15 A. I am somewhere in between a junior</p> <p>16 and a senior.</p> <p>17 Q. Okay. And what is your major?</p> <p>18 A. Chemistry.</p> <p>19 Q. And are you working besides going to</p> <p>20 school?</p> <p>21 A. Not right now, no.</p> <p>22 Q. And where did you go to high school?</p> <p>23 A. Whitney Young.</p> <p>24 Q. And where is that located?</p>	<p>1 Q. And why did you get rid of the car?</p> <p>2 A. It got damaged, and then the payments,</p> <p>3 it was no point in paying for it, how much</p> <p>4 damage got done to the car.</p> <p>5 Q. Who was driving it when it was damaged?</p> <p>6 A. A friend of mine.</p> <p>7 Q. Who was that?</p> <p>8 A. Her name is Quiltavia.</p> <p>9 Q. Were you in the car with her when it</p> <p>10 was damaged?</p> <p>11 A. Uh-uh. No.</p> <p>12 Q. How do you know Charles Boyle?</p> <p>13 A. He was a friend of my ex-boyfriend.</p> <p>14 Q. And what's your ex-boyfriend's name?</p> <p>15 A. Steven Sinclair.</p> <p>16 Q. How long did you date Steven Sinclair?</p> <p>17 A. Two years.</p> <p>18 Q. Why did you break up?</p> <p>19 A. Because he's a cheater.</p> <p>20 Q. Do you know where Steven lives?</p> <p>21 A. I have no idea.</p> <p>22 Q. When you were dating him, where did</p> <p>23 he live?</p> <p>24 A. On 78th and -- what's the name of</p>

<p>1 that? 78th and Langley, I think.</p> <p>2 Q. When did you last see Steven Sinclair?</p> <p>3 A. Maybe March.</p> <p>4 Q. And when did you break up with him?</p> <p>5 A. The beginning of January.</p> <p>6 Q. And when did you first meet Charles</p> <p>7 Boyle, about?</p> <p>8 A. The fall of 2005.</p> <p>9 Q. Do you recall the circumstances around</p> <p>10 that meeting?</p> <p>11 A. Yes. I was visiting my best friend at</p> <p>12 U of I, and him and Steven had came to her dorm.</p> <p>13 She was friends with Steven.</p> <p>14 Q. Were you dating Steven at that time?</p> <p>15 A. No. That was the first time I met him.</p> <p>16 Q. And do you recall your best friend's</p> <p>17 name?</p> <p>18 A. Joyce Elam.</p> <p>19 Q. Sorry?</p> <p>20 A. Joyce Elam.</p> <p>21 Q. Okay. And so how often would you see</p> <p>22 Charles after that?</p> <p>23 A. It wasn't that much at first, but after</p> <p>24 I got involved with Steven, it was more so on</p>	<p>1 any of that stuff?</p> <p>2 A. No. They were involved with each</p> <p>3 other. I don't know how you want to say it.</p> <p>4 Q. Okay. Now, do you know for how long</p> <p>5 Charles attended the University of Illinois?</p> <p>6 A. I think two years.</p> <p>7 Q. Okay. Do you know if he played</p> <p>8 football at the University of Illinois while</p> <p>9 he was there?</p> <p>10 A. I don't think so. I don't know.</p> <p>11 Q. Why do you say you don't think so?</p> <p>12 A. I never recalled him saying anything</p> <p>13 about – I know he played football in high</p> <p>14 school, but I don't recall anything about in</p> <p>15 college.</p> <p>16 Q. How do you know he played football in</p> <p>17 high school?</p> <p>18 A. Just kind of because Steven played</p> <p>19 football in high school, and they talked all</p> <p>20 the time about playing ball in high school.</p> <p>21 Q. Where did Steven play ball in high</p> <p>22 school?</p> <p>23 A. They went to Hyde Park.</p> <p>24 Q. He went to Hyde Park?</p>
<p>1 like a weekly basis, bi-weekly basis.</p> <p>2 Q. When did you start seeing Charles</p> <p>3 on a weekly basis, would you say?</p> <p>4 A. Maybe in like '07.</p> <p>5 Q. Okay. And when did you start dating</p> <p>6 Steven?</p> <p>7 A. In '07.</p> <p>8 Q. When you first met Charles, did you</p> <p>9 know anything about him at the University of</p> <p>10 Illinois?</p> <p>11 A. Just that he went there, and he was</p> <p>12 friends of Steven, and him and – his brother</p> <p>13 and my best friend were, I don't know what</p> <p>14 you want to call it, involved with each other.</p> <p>15 That's pretty much all I knew.</p> <p>16 Q. Charles's brother and your sister?</p> <p>17 A. My best friend.</p> <p>18 Q. Oh, your best friend.</p> <p>19 A. Yeh.</p> <p>20 Q. Were involved?</p> <p>21 A. Yeh.</p> <p>22 Q. Romantically?</p> <p>23 A. I don't know what you want to call it.</p> <p>24 Q. Were they married or living together or</p>	<p>1 A. I mean Kenwood. I'm sorry.</p> <p>2 Q. Kenwood?</p> <p>3 A. Yeh. I'm thinking of Kenwood in Hyde</p> <p>4 Park.</p> <p>5 Q. Okay. Did Steven and Charles play high</p> <p>6 school football together?</p> <p>7 A. Yes.</p> <p>8 Q. Okay. Are you on Twitter?</p> <p>9 A. I am.</p> <p>10 Q. Do you follow Charles Boyle on Twitter?</p> <p>11 A. I do.</p> <p>12 Q. He's not known as Charles Boyle on</p> <p>13 Twitter, though, is he?</p> <p>14 A. I could look. I don't remember what</p> <p>15 his name is offhand, but I could look it up real</p> <p>16 quick.</p> <p>17 Q. Okay.</p> <p>18 A. On Twitter it's Charles Cain on</p> <p>19 Twitter.</p> <p>20 Q. Do you know why he uses the name</p> <p>21 Charles Cain?</p> <p>22 A. I have always known him as Charles</p> <p>23 Cain.</p> <p>24 Q. You have always known him as Charles</p>

<p>1 Cain?</p> <p>2 A. Yeh.</p> <p>3 Q. Okay. Do you remember at one point on</p> <p>4 Charles's Twitter account that beneath his name,</p> <p>5 his picture there was this phrase that said</p> <p>6 "Cain is coke"?</p> <p>7 A. Yeh.</p> <p>8 Q. When Charles said "Cain is coke," what</p> <p>9 was that significant to?</p> <p>10 MR. KSIAZEK: Objection. Relevance.</p> <p>11 BY MR. PUISZIS:</p> <p>12 Q. If you know.</p> <p>13 A. I have no idea.</p> <p>14 Q. Okay. Was he referring to Coca-Cola?</p> <p>15 A. I have absolutely no idea.</p> <p>16 Q. Well, in the African-American community</p> <p>17 does the word "coke" have any significance that</p> <p>18 an old white guy like me might not know about?</p> <p>19 A. I really -- the only thing I can think</p> <p>20 of why he would say "Cain is coke" is another</p> <p>21 way to say that, like "he's dope" because,</p> <p>22 I don't know, "dope" and "coke" are</p> <p>23 interchangeable or something like that.</p> <p>24 Q. I'm sorry?</p> <p style="text-align: right;">13</p>	<p>1 A. He raps either under Charles Cain or</p> <p>2 Apollo Cain.</p> <p>3 Q. Have you ever heard any of his rap</p> <p>4 songs?</p> <p>5 A. I've heard a few.</p> <p>6 Q. Any of them reference drugs?</p> <p>7 A. Off the top of my head I can't think</p> <p>8 of one right now. I haven't heard any in a</p> <p>9 real long time.</p> <p>10 Q. Did any of them reference any criminal</p> <p>11 case or criminal attorneys?</p> <p>12 A. Not that I can think of.</p> <p>13 Q. Any of them mention the police?</p> <p>14 A. To tell you the truth, I really can't</p> <p>15 recall like any specific lyrics off the top of</p> <p>16 my head, so I don't recall.</p> <p>17 Q. Okay. Do you consider Charles a</p> <p>18 friend?</p> <p>19 A. Yes.</p> <p>20 Q. How often do you see him?</p> <p>21 A. I don't see him that often anymore.</p> <p>22 We're both kind of busy. But I talk to him.</p> <p>23 Q. How often do you talk to him?</p> <p>24 A. Probably like once a week.</p> <p style="text-align: right;">15</p>
<p>1 A. I guess "dope" and "coke" are</p> <p>2 interchangeable. I don't know. That would be</p> <p>3 the only thing I could think of of why he put</p> <p>4 it that way.</p> <p>5 Q. Now, again, does the word "dope"</p> <p>6 in the African-American community have any</p> <p>7 significance that somebody like me would not</p> <p>8 know about?</p> <p>9 A. Like -- let me try to think of a</p> <p>10 synonym. Means something positive. I don't</p> <p>11 know. Like I would say that something that I</p> <p>12 would like is dope or something like that.</p> <p>13 Q. When I see the word "coke," I either</p> <p>14 think Coca-Cola or cocaine.</p> <p>15 A. Cocaine.</p> <p>16 Q. Is that what you understood that to be</p> <p>17 or something different?</p> <p>18 A. I didn't -- when I saw that, I didn't</p> <p>19 think of him referring to himself as cocaine.</p> <p>20 Q. Now, Charles is also a rapper, isn't</p> <p>21 he?</p> <p>22 A. Yes, he is.</p> <p>23 Q. Does he rap under the name of Charles</p> <p>24 Boyle?</p> <p style="text-align: right;">14</p>	<p>1 Q. Have you ever dated him?</p> <p>2 A. Uh-uh. No.</p> <p>3 Q. Where does Charles live?</p> <p>4 A. He stays on 67th -- or I'm not sure if</p> <p>5 it's actually 67th, but off of 67th and -- I see</p> <p>6 the street in my head. I can't think of the</p> <p>7 name. I know it's east of Jeffery. I just</p> <p>8 can't think of the name of the street right now.</p> <p>9 Q. Have you ever been to his place?</p> <p>10 A. Yeh.</p> <p>11 Q. When was the last time you'd been to</p> <p>12 his place?</p> <p>13 A. Probably over the summer.</p> <p>14 Q. Have you ever been to a concert where</p> <p>15 he's rapped?</p> <p>16 A. No, I haven't. That's bad, but no, I</p> <p>17 haven't. Wait. I take that back. Yes, I have.</p> <p>18 I'm sorry. I take that back. Yes, I have.</p> <p>19 Q. When was that?</p> <p>20 A. It's probably like a year -- over a</p> <p>21 year ago.</p> <p>22 Q. Now, do you know what Charles is doing</p> <p>23 with himself right now?</p> <p>24 A. I know he's in school. I think he's</p> <p style="text-align: right;">16</p>

<p>1 still working.</p> <p>2 Q. Where does he go to school?</p> <p>3 A. He goes to Columbia.</p> <p>4 Q. And where does he work?</p> <p>5 A. That I don't know.</p> <p>6 Q. Okay. Is he dating anyone, do you</p> <p>7 know?</p> <p>8 A. He's always had this on and off again</p> <p>9 girlfriend. I don't know if they are together</p> <p>10 right now because they're always on and off.</p> <p>11 Q. Who is that?</p> <p>12 A. Alicia.</p> <p>13 Q. Alicia?</p> <p>14 A. Alicia. It's spelled like Alicia,</p> <p>15 though.</p> <p>16 Q. Okay. Do you know Alicia's last name?</p> <p>17 A. Robinson, I believe.</p> <p>18 Q. Robinson?</p> <p>19 A. Yeh.</p> <p>20 Q. Does she follow him on Twitter as well?</p> <p>21 A. I think so. I follow her on Twitter.</p> <p>22 Yeh.</p> <p>23 Q. Okay. Do you follow Steven on Twitter</p> <p>24 still?</p> <p style="text-align: right;">17</p>	<p>1 of whatever day that was. I don't want to try</p> <p>2 to guess and be wrong.</p> <p>3 Q. Do you recall what you had done earlier</p> <p>4 that day?</p> <p>5 A. We had went to I guess you could call</p> <p>6 it a club. It was like a bar club.</p> <p>7 Q. Okay. Before you went to the bar and</p> <p>8 club, earlier that day what do you recall doing?</p> <p>9 A. I was probably with my boyfriend</p> <p>10 because what I remember is we all met up at</p> <p>11 Charles's apartment to go down there. So in</p> <p>12 that case most likely I was with him.</p> <p>13 Q. I'm wondering were you going to school</p> <p>14 at the time?</p> <p>15 A. I couldn't remember if it was -- that's</p> <p>16 what I was going to say. If it was during the</p> <p>17 week, I was in class in the morning. If it was</p> <p>18 the weekend, I probably was at work.</p> <p>19 Q. Did you work on the weekends back in</p> <p>20 October of 2008?</p> <p>21 A. I quit right around that time, so it</p> <p>22 depends on -- I can't remember the specific</p> <p>23 date.</p> <p>24 Q. Okay. Well, if you were in class that</p> <p style="text-align: right;">19</p>
<p>1 A. No. Never followed him on Twitter.</p> <p>2 Q. Is he on Twitter?</p> <p>3 A. I don't know. I have no idea. I think</p> <p>4 he's still on Face Book, but that's about all.</p> <p>5 Q. Are you a Face Book friend with</p> <p>6 Charles?</p> <p>7 A. Yep.</p> <p>8 Q. Now, Charles has filed a lawsuit about</p> <p>9 an incident that occurred where he was arrested.</p> <p>10 Do you remember that incident?</p> <p>11 A. Yes.</p> <p>12 Q. What date did it happen on?</p> <p>13 A. I don't remember the specific date,</p> <p>14 though. I know it was in October of last year.</p> <p>15 Q. Of 2008?</p> <p>16 A. Yes.</p> <p>17 Q. Okay. Do you recall what day of the</p> <p>18 week it was?</p> <p>19 A. I don't.</p> <p>20 Q. Do you recall if it was a weekday</p> <p>21 or a weekend?</p> <p>22 A. I don't want to -- I don't want to</p> <p>23 try to guess. I really can't remember. I just</p> <p>24 know it was in the early, early, early morning</p> <p style="text-align: right;">18</p>	<p>1 day, what would you have done after school?</p> <p>2 A. Came home, ate. Usually I do that.</p> <p>3 And if Steven wasn't doing anything, I would</p> <p>4 go over to his house.</p> <p>5 Q. Now, what can you tell me about Steven?</p> <p>6 In October of 2008, was he working?</p> <p>7 A. Was he working?</p> <p>8 Q. By "Steven" I mean Steven Sinclair,</p> <p>9 your boyfriend.</p> <p>10 A. I know. Because he was working at --</p> <p>11 I'm not sure if that was -- which job he was</p> <p>12 working because he was working at Macy's for</p> <p>13 a little bit, and then he quit there, and he</p> <p>14 had got a job at Circuit City. But I don't</p> <p>15 know which he was at at that time or was it in</p> <p>16 between. But that's what was going on around</p> <p>17 that time.</p> <p>18 Q. Okay. You said he worked somewhere</p> <p>19 and quit, and I missed where he was working.</p> <p>20 A. Macy's.</p> <p>21 Q. Macy's? Downtown here in Chicago?</p> <p>22 A. Yeh.</p> <p>23 Q. Okay. And when he went to work for</p> <p>24 Circuit City, where was that, if you remember?</p> <p style="text-align: right;">20</p>

<p>1 A. In Burbank, 76th or something like that 2 and Cicero. 3 Q. Did Steven go to school at all? 4 A. He went to University of -- he went 5 to U of I for his freshman year, and then he 6 didn't go back. And then he attempted to go 7 to Columbia, but he couldn't pay for it, so he 8 only went there like a couple of weeks because 9 he found out his financial aid wasn't going 10 to cover it. 11 Q. I'm sorry. I missed what you just 12 said. 13 A. He found out his financial aid wasn't 14 going to cover it, so he stopped going. 15 Q. Okay. Do you know anything about 16 him now currently? Is he in school? Working? 17 A. I have no -- the last time I knew 18 anything about him was in March. I have no 19 idea. 20 Q. Where was Steven living in October of 21 2008, if you remember? 22 A. He was -- I think he was either -- he 23 jumped back and forth between his mom and his 24 dad. But his dad was on 70th and -- what's the</p> <p style="text-align: right;">21</p>	<p>1 A. Because I know the reason they were 2 going down there was because Steven wanted to 3 go talk to -- was going to go meet somebody 4 who was there. I think he was either a club 5 promoter -- because Steven was a DJ at the time. 6 I think he still is. 7 And he wanted to go meet somebody at 8 this particular club, and so I was with him 9 earlier, and I guess he wanted to introduce 10 Charles to whoever this guy was. And Kenny DJs, 11 too, and I guess he just wanted to go. 12 So he told me about him wanting to go, 13 and he asked me could I take him, and I was like 14 that's fine. And then he told me that he wanted 15 Charles, Charles and Kenny to go. Kenny was 16 going to meet at his house, and then we were all 17 going to go to Charles's house and leave from 18 there. 19 Q. Okay. Now, at any time in the last 20 several weeks have you met with Charles's lawyer 21 about this case? 22 A. No. 23 Q. Have you talked to Mr. Ksiazek or 24 anyone from his law firm about this case at all</p> <p style="text-align: right;">23</p>
<p>1 name of the street? 70th and -- can't think of 2 the name of the street right now. I'm really 3 bad with addresses. It was either there -- I'm 4 going to remember in a second -- or the 78th 5 and Langley that I told you before. 70th and -- 6 Q. Okay. So everybody would have met up 7 on that day, the October 2008 day, at Charles 8 Boyle's apartment? 9 A. Yeh. 10 Q. Okay. What time did you arrive at 11 Charles Boyle's apartment that day? 12 A. Probably around 10:00. I'll take a 13 guess. It was around 10:00. 14 Q. Well, I don't want you to guess. If 15 you know -- 16 A. I don't know the exact. It would have 17 been sometime because the place where we were 18 going, I think we got there between 11:00 and 19 12:00. So I want to say we got to Charles's 20 between 10:00 and 10:30. 21 Q. Okay. Now, how do you -- did someone 22 make arrangements for all of you to get together 23 or were there conversations earlier that day 24 or how did this all happen?</p> <p style="text-align: right;">22</p>	<p>1 in the last couple weeks? 2 A. I just got a phone call this morning 3 just to make sure I was coming, you know, things 4 along that nature. I didn't really even know 5 about this case until I got the subpoena a 6 couple weeks ago. 7 And I told Charles, "You could have 8 warned me about if I was going to come in." 9 He's like, "I'm sorry. I wasn't sure if they 10 were going to need you or not." But yeh. 11 I didn't even know. Kind of surprised me. 12 Q. You didn't know that Charles had filed 13 a lawsuit against the police? 14 A. I mean, he was saying when the criminal 15 case -- because I was there for the criminal 16 case, and he was saying that he was -- you know, 17 he was -- he said something about doing it, but 18 I never heard anything else about it after that. 19 So... 20 Q. What specifically do you remember 21 Charles saying about filing a lawsuit during 22 the time of the criminal case? 23 A. He was just -- when the criminal case, 24 he was saying and his lawyer was saying at</p> <p style="text-align: right;">24</p>

<p>1 the time that they had to -- we had to get 2 through -- because he said he was really 3 thinking about a civil case, and the lawyer was 4 explaining to us that we had to go -- that he 5 had to go through the criminal case first and 6 get that dismissed before he could pursue an 7 actual civil case. And that's pretty much all 8 I heard about it, but I know he said he was 9 interested in doing it.</p> <p>10 Q. Were you present when these 11 conversations between Charles and his lawyer 12 occurred?</p> <p>13 A. This was the day at the criminal --</p> <p>14 Q. The day you testified?</p> <p>15 A. Yeh.</p> <p>16 Q. And let me ask you. The day you 17 testified in the criminal case, were you 18 subpoenaed to appear in court that day?</p> <p>19 A. No.</p> <p>20 Q. You appeared because you were a friend 21 of Charles?</p> <p>22 A. Yes.</p> <p>23 Q. Was anyone there besides you and 24 Charles on his behalf?</p> <p style="text-align: right;">25</p>	<p>1 for the civil lawsuit?</p> <p>2 A. No.</p> <p>3 Q. Do you know if Charles had to pay 4 anything for the criminal lawsuit?</p> <p>5 A. I have no idea.</p> <p>6 Q. So when you and Steven arrived -- I'm 7 sorry. Did Kenneth come over to your place 8 or Steven's place before you went to Charles's 9 apartment?</p> <p>10 A. I think we left him. He met us at 11 Charles. Because he was supposed to catch 12 the bus over at Steven's, and he was taking a 13 really, really long time. So I think he just 14 met us. If I recall correctly, he just met us 15 over at Charles's.</p> <p>16 Q. Okay. Did you leave from your place 17 or Steven's place to go to Charles?</p> <p>18 A. Steven's. And it was his dad's house. 19 I remember that day. It was his dad's house.</p> <p>20 Q. I'm sorry. You gave us a couple 21 different addresses.</p> <p>22 A. I know. I can't remember the cross 23 street. It was the 70th. I know it was a few 24 blocks west of Jeffery. I just can't think of</p> <p style="text-align: right;">27</p>
<p>1 A. Kenneth and Steven.</p> <p>2 Q. Do you know if Kenneth or Charles -- 3 I'm sorry. Do you know if Kenneth or Steven 4 were subpoenaed?</p> <p>5 A. I have no idea.</p> <p>6 Q. But you weren't.</p> <p>7 A. Yeh.</p> <p>8 Q. And this conversation that you just 9 talked about where Charles said something about 10 wanting to pursue a civil action and his lawyer 11 telling him we had to get through the criminal 12 case first, who was present for that 13 conversation?</p> <p>14 A. I can't recall if Kenneth and Steven 15 were sitting right there. I really can't recall 16 if they were sitting right there. I know it was 17 outside while we were waiting -- while we were 18 waiting for it to start because it was running 19 late, and the lawyer just came over and talked 20 to us real quick.</p> <p>21 I want to say they were sitting down 22 over there, but I wasn't sure if they were like 23 paying attention to the conversation.</p> <p>24 Q. Charles say how he was going to pay</p> <p style="text-align: right;">26</p>	<p>1 the exact street right now.</p> <p>2 Q. Do you have a driver's license?</p> <p>3 A. Yes.</p> <p>4 Q. Okay. Did you drive to Charles's 5 apartment?</p> <p>6 A. Yes.</p> <p>7 Q. Okay. Did you actually go into 8 Charles's apartment?</p> <p>9 A. Yes.</p> <p>10 Q. Who was there when you went in?</p> <p>11 A. I think it was just us. I don't know 12 if his mom was there. His mom sometimes is 13 there. But I don't recall if she was there 14 or not.</p> <p>15 Q. Okay. When did Kenneth arrive in 16 relation to when you were there?</p> <p>17 A. It was a couple minutes after, maybe 18 like five minutes after. We didn't stay there 19 that long.</p> <p>20 Q. Okay. And then where did you go?</p> <p>21 A. We went to the club. I can't think 22 of the name of it, either, though.</p> <p>23 Q. Did you drive to the club?</p> <p>24 A. No. Steven drove.</p> <p style="text-align: right;">28</p>

<p>1 Q. Why did Steven drive to the club?</p> <p>2 A. Whenever we're in the car together,</p> <p>3 sometimes I don't feel like driving, and a lot</p> <p>4 of the times if we're in the car together, I let</p> <p>5 him drive. And plus he knew where it was at,</p> <p>6 and I'm really bad with directions.</p> <p>7 Q. Do you remember the name of the club?</p> <p>8 A. I don't.</p> <p>9 Q. Do you recall where the club was</p> <p>10 located?</p> <p>11 A. I know it was north, on the North Side.</p> <p>12 Q. What kind of car did you have at that</p> <p>13 time?</p> <p>14 A. 2006 Chrysler Sebring.</p> <p>15 Q. Is that a two-door or four-door?</p> <p>16 A. Four-door.</p> <p>17 Q. Do you have any problems with the</p> <p>18 car at any time before this particular day?</p> <p>19 A. I had a shortage, I guess, and my horn</p> <p>20 would randomly honk for no reason. That was</p> <p>21 going on for a couple weeks before this</p> <p>22 happened.</p> <p>23 Q. And when the horn would go off, how</p> <p>24 long would it go for?</p> <p style="text-align: right;">29</p>	<p>1 Q. Two to three weeks before?</p> <p>2 A. Yeh.</p> <p>3 Q. During the time you were driving the</p> <p>4 car during that two to three weeks, would the</p> <p>5 horn periodically go off?</p> <p>6 A. Yes.</p> <p>7 Q. How often would it go off?</p> <p>8 A. Every couple -- every other day,</p> <p>9 probably.</p> <p>10 Q. And I think you said it would go</p> <p>11 off from five seconds up to a minute?</p> <p>12 A. Yes. It was really random. I don't</p> <p>13 know where. The length varied, the time of day.</p> <p>14 It was just really random.</p> <p>15 Q. When you turned off the car, turned</p> <p>16 off the power to the car, would the horn stop?</p> <p>17 A. Most of the time. But it did it before</p> <p>18 like if the car was parked further from the</p> <p>19 house, it went off a couple of times.</p> <p>20 Q. Does your car have an alarm?</p> <p>21 A. Yeh.</p> <p>22 Q. What kind of alarm did it have, if you</p> <p>23 remember?</p> <p>24 A. I don't know. What do you mean by</p> <p style="text-align: right;">31</p>
<p>1 A. It depend, anywhere from like five</p> <p>2 seconds to 30 seconds to -- it really depends.</p> <p>3 I'd say anywhere from five seconds to it's gone</p> <p>4 off a minute before.</p> <p>5 Q. Did you have anyone look at your car to</p> <p>6 try and fix the horn problem prior to this day?</p> <p>7 A. The only person who looked at it was</p> <p>8 the guy who told me it was a shortage. I asked</p> <p>9 about when I went to go get an oil change and</p> <p>10 tire rotation. I asked him about it.</p> <p>11 He looked at it and told me it was</p> <p>12 probably a shortage, and he tried to change</p> <p>13 out -- I don't know what they're called. He</p> <p>14 tried to change out something in the circuit</p> <p>15 breaker, and it didn't really help it.</p> <p>16 So he told me I'd probably need it --</p> <p>17 he gave me a card of someone who does electric</p> <p>18 circuits and stuff in cars who would be able</p> <p>19 to further look at it. He just told me it was</p> <p>20 a shortage in there.</p> <p>21 Q. How long before the day of this</p> <p>22 incident did you have your oil changed and</p> <p>23 the tire rotation?</p> <p>24 A. Two to three weeks before.</p> <p style="text-align: right;">30</p>	<p>1 "what kind of alarm"?</p> <p>2 Q. Do you remember who made the alarm?</p> <p>3 A. Oh, no.</p> <p>4 Q. When the alarm would be activated,</p> <p>5 would the horn go off?</p> <p>6 A. Yes.</p> <p>7 Q. So someone who didn't know that your</p> <p>8 car had a short and heard the horn go off</p> <p>9 might think the alarm was going off, correct?</p> <p>10 A. Correct.</p> <p>11 Q. And someone who heard the horn going</p> <p>12 off who didn't know your car had a short in it</p> <p>13 could think the alarm going off could be a</p> <p>14 sign that it was a stolen car, correct?</p> <p>15 A. Correct.</p> <p>16 MR. KSIAZEK: Objection to speculation.</p> <p>17 BY MR. PUISZIS:</p> <p>18 Q. And the police officers from the</p> <p>19 University of Chicago who pulled up behind your</p> <p>20 car before this incident, they didn't know there</p> <p>21 was a short before they pulled up, did they?</p> <p>22 MR. KSIAZEK: If you know.</p> <p>23 THE WITNESS: I don't know if they know.</p> <p>24 Probably not. I mean, that's not something you</p> <p style="text-align: right;">32</p>

1 would. . .
 2 BY MR. PUISZIS:
 3 Q. I mean, have you ever seen either of
 4 those two officers from the University of
 5 Chicago before?
 6 A. No.
 7 Q. Ever spoken to them before?
 8 A. No.
 9 Q. Ever driven past them before, to your
 10 knowledge?
 11 A. Not that I know of.
 12 Q. Did you ever put any -- and your car
 13 didn't have any like big sign saying "my car has
 14 got an electrical short," right?
 15 A. No.
 16 Q. Okay. Did Steven know that your car
 17 had an electrical short?
 18 A. Yes.
 19 Q. And that the horn would go off?
 20 A. Yes.
 21 Q. Had he ever been -- had he ever driven
 22 it when the alarm went off?
 23 A. Yes.
 24 Q. Other than you and Steven, who else

33

1 would drive your car back in October of 2008?
 2 A. Nobody.
 3 Q. Okay. Did Kenneth know about the horn
 4 going off with the shortage in your electrical
 5 system?
 6 A. I think I said something about it when
 7 it started going off. I think he knew. If he
 8 didn't know before, I said something about it
 9 once it actually did start going off.
 10 Q. What about Charles Boyle? Was he ever
 11 in your car before this date?
 12 A. I think he was in the car before.
 13 Q. Okay. Do you recall where and when?
 14 A. I can't recall right now. Like I
 15 would take them sometimes to if Steven had a
 16 DJ gig, most of the times Charles would go with
 17 him, and I have driven them to there a couple
 18 of times.
 19 Q. I've seen somewhere with Charles, and
 20 I don't know if it's on his Facebook page or
 21 if it's on Raucous Music about a reference to
 22 the "Odd Couple." Do you know what I'm talking
 23 about?
 24 A. Um-um.

34

1 Q. Who is the "Odd Couple"?
 2 A. It's him and another rapper. They're
 3 like a duo. They usually perform together.
 4 Q. So Charles is one member of the Odd
 5 Couple?
 6 A. Yeh.
 7 Q. Do you know who the other rapper is
 8 who's the other member of the Odd Couple?
 9 A. Yeh.
 10 Q. Do you know what his name is?
 11 A. You want his actual name or his --
 12 Q. I'll take any name he goes by.
 13 A. KC Jones.
 14 Q. KC Jones?
 15 A. Yeh.
 16 Q. Is that the name he uses when he raps?
 17 A. Well, KC is. I know Jones is his
 18 actual last name. I think his first name is
 19 Cameron.
 20 Q. Camera?
 21 A. Cameron.
 22 Q. And when you say KC, is it like K-C
 23 or Casey spelled out, C-a-s-e-y?
 24 A. KC.

35

1 Q. KC Jones like the basketball player
 2 who used to play for the Boston Celtics?
 3 MS. GIBBONS: If you know.
 4 MR. PUISZIS: If you know. Former all pro
 5 guard? In the Hall of Fame for the NBA?
 6 MR. KSIAZEK: What about Mutant Turtles,
 7 Ninja Mutant Turtles?
 8 MR. PUISZIS: Just joking.
 9 BY MR. PUISZIS:
 10 Q. How long had Steven known Charles,
 11 do you know?
 12 A. Since they were young, like five,
 13 six, seven, somewhere around there. Like since
 14 they were really young. I want to say seven.
 15 Q. Okay. What about Kenneth Roberson?
 16 A. I think they knew him when he was
 17 younger, too, but I know Charles and Steven
 18 knew each other first.
 19 Q. Do you remember how long it took to
 20 drive from Charles's apartment to this lounge?
 21 A. About 20, 30 minutes. Closer to 30.
 22 Q. When was the last time you talked to
 23 Charles Boyle about this incident?
 24 A. Somewhere around the criminal court

36

9 (Pages 33 to 36)

<p>1 date. I think I talked to him about it once 2 after. 3 Q. Have you read anything or reviewed 4 anything before the deposition today? 5 A. No. 6 Q. Read anything, reviewed anything in the 7 last few weeks? 8 A. No. 9 Q. Okay. Does the name Ole Lounge sound 10 like the name of the place where the four of you 11 went? 12 A. Was it Ole? I really don't remember. 13 Was it Ole? I can't remember. 14 Q. Okay. Do you know, do you recall the 15 name of the person that Steven was supposed to 16 meet? 17 A. Not at all. 18 Q. And what name does Steven use when he 19 DJs? 20 A. Mydas, M-y-d-a-s. 21 Q. M-y-d-a-s? 22 A. Yeh. 23 Q. Okay. Who is Wheezy? 24 A. I don't know.</p> <p style="text-align: right;">37</p>	<p>1 together while you were in the lounge or bar? 2 A. No, no. 3 Q. Okay. Tell me, describe the inside 4 of this location for me, if you can. 5 A. We were upstairs, and if the bar is on 6 the left, it's like against the wall. And on 7 the right side there is a whole bunch of stools 8 and like little tables. And then further down 9 there is like open space for like a floor, and 10 then I think there is like seats. 11 But we were mostly across from the bar. 12 I know I stayed seated at one of the seats up 13 across from the bar because I know they were 14 going to go talk to people. 15 Q. Was there any music going on then? 16 A. Yeh. 17 Q. Was it a DJ? Was it a band? 18 A. It was a DJ. 19 Q. Okay. And did they -- did anyone 20 meet with the promoter that night? 21 A. Steven and Charles, I believe. 22 Q. Did they get his card? 23 A. I don't know. I wasn't with them when 24 they...</p> <p style="text-align: right;">39</p>
<p>1 Q. I mean one of Charles's Tweets said, 2 "Wheezy got a year in the joint"? 3 A. Oh, that's an actual famous rapper, 4 Little Wheezy. He goes by Wheezy. 5 Q. Okay. I take it Charles is really into 6 rapping? 7 A. And into hip hop, yeh. 8 Q. About what time did you arrive at 9 this location, whether it's a bar or a lounge, 10 whatever it was? 11 A. Somewhere between 11:00, 11:30. 12 Q. And was alcohol served at this 13 establishment? 14 A. At the establishment? Yeh. 15 Q. Did you have anything to drink? 16 A. I think I had a beer. 17 Q. Okay. Did Charles have anything to 18 drink? 19 A. Not that I can recall. 20 Q. What about Steven? 21 A. Not that I could recall, either. 22 Q. What about Kenneth? 23 A. Kenneth I don't know. 24 Q. Did you -- did the four of you all stay</p> <p style="text-align: right;">38</p>	<p>1 Q. Do you know where they met him? 2 A. I think either up towards the -- either 3 down -- I want to say it was downstairs, but I 4 know it wasn't by where the bar was. So if 5 there was an upstairs, downstairs, they were 6 either downstairs, or if it was just one level, 7 it was by the door because it wasn't around the 8 main floor. 9 Q. Okay. How long did the four of you 10 stay at this establishment? 11 A. Maybe like two hours, if it was that 12 long. 13 Q. Okay. Did you dance at all while you 14 were there? 15 A. Not really. 16 Q. Did you see Steven or Charles or 17 Kenneth dancing at all? 18 A. Not that I can recall at all. Might 19 have little bit to clown around, but like not 20 really dancing. 21 Q. What do you remember Charles having on? 22 A. He had on a sweater and some jeans. 23 And probably some gym shoes. He always has them 24 on.</p> <p style="text-align: right;">40</p>

<p>1 Q. Any type of hat?</p> <p>2 A. I think he had a cap on.</p> <p>3 Q. What kind of cap, if you remember?</p> <p>4 A. I don't.</p> <p>5 Q. Okay. So you were there for I think</p> <p>6 you said about two hours, right?</p> <p>7 A. Maybe something. Maybe a little bit</p> <p>8 less.</p> <p>9 Q. Maybe a little bit less. Okay.</p> <p>10 Where did you go from this</p> <p>11 establishment?</p> <p>12 A. We went -- we went driving back towards</p> <p>13 Charles, and Kenny and -- Kenny and Steve were</p> <p>14 saying something about being hungry, and they</p> <p>15 needed some cash.</p> <p>16 And so both of them had Bank of</p> <p>17 America, and only Bank of America we knew,</p> <p>18 because we had already left north and downtown,</p> <p>19 was in Hyde Park, so that's where we were going</p> <p>20 to.</p> <p>21 Q. Nobody was making any type of a</p> <p>22 deposit?</p> <p>23 A. Kenny was, I think. I think he had --</p> <p>24 what he was trying to do was put whatever he had</p> <p style="text-align: right;">41</p>	<p>1 to eat. I don't know why.</p> <p>2 Q. Did you have any money on you?</p> <p>3 A. Uh-uh.</p> <p>4 Q. Is that a "no"?</p> <p>5 A. No. I'm sorry.</p> <p>6 Q. That's all right.</p> <p>7 What about Charles? Did he have any</p> <p>8 money on him?</p> <p>9 A. I don't know.</p> <p>10 Q. So what route do you remember taking</p> <p>11 from the establishment you were at to near the</p> <p>12 Bank of America ATM?</p> <p>13 A. Lake Shore Drive.</p> <p>14 Q. To what?</p> <p>15 A. We got off on -- I think you get off of</p> <p>16 55th on Lake Shore. It's either 55th or 53rd</p> <p>17 you could get off of.</p> <p>18 Q. And then where did you go?</p> <p>19 A. Went down --</p> <p>20 Q. If you remember.</p> <p>21 A. -- 53rd or 57th. I don't remember</p> <p>22 which one it is right now, but we went down</p> <p>23 in there and made a right off of Lake Park.</p> <p>24 Q. To what?</p> <p style="text-align: right;">43</p>
<p>1 in and then get a \$20 out, something like that.</p> <p>2 Q. He had the money on him when he came</p> <p>3 to Charles's apartment, right?</p> <p>4 A. I believe so.</p> <p>5 Q. Why didn't he go to the ATM then?</p> <p>6 A. There wasn't one around there, and we</p> <p>7 just went straight to the whatever the name of</p> <p>8 the place is.</p> <p>9 Q. Okay. So Kenny wanted to make a</p> <p>10 deposit --</p> <p>11 A. What I think was he was trying to get</p> <p>12 a whole 20. I know at the Bank of Americas</p> <p>13 you can deposit money straight into -- you could</p> <p>14 put the money straight into the ATM, and it goes</p> <p>15 directly, immediately goes into your account.</p> <p>16 So then he could withdraw a whole 20 back</p> <p>17 because he didn't have enough cash to take out</p> <p>18 a 20 from the ATM. I think that's how it was.</p> <p>19 It was something like that.</p> <p>20 Q. Was Kenny working at the time?</p> <p>21 A. I don't know.</p> <p>22 Q. Okay. And why did Steven want to go</p> <p>23 to the ATM?</p> <p>24 A. I think he was trying to get something</p> <p style="text-align: right;">42</p>	<p>1 A. We were going up to the Bank of</p> <p>2 America. I can't remember. I'm really bad</p> <p>3 with streets. I'm really sorry.</p> <p>4 Q. No, that's okay.</p> <p>5 But you took a right off of Lake Park.</p> <p>6 What street did you turn onto, if you remember?</p> <p>7 A. I want to say it was 53rd. Or 57th.</p> <p>8 I don't know. It's 53rd or 57th. Whatever</p> <p>9 street the bank was on. I just can't remember</p> <p>10 if it's 53rd or 57th.</p> <p>11 Q. Did you have a Bank of America ATM</p> <p>12 card?</p> <p>13 A. No.</p> <p>14 Q. Did you have any ATM card back in</p> <p>15 October of 2008?</p> <p>16 A. I think I was with Washington Mutual</p> <p>17 at the time.</p> <p>18 Q. Okay. So you turn onto whatever street</p> <p>19 the bank is on, right?</p> <p>20 A. Yeh.</p> <p>21 Q. And you made a right turn to do that?</p> <p>22 A. Yeh.</p> <p>23 Q. Okay. Steven was driving?</p> <p>24 A. Yep.</p> <p style="text-align: right;">44</p>

<p>1 Q. Where were you?</p> <p>2 A. In the passenger's seat.</p> <p>3 Q. In the front or back?</p> <p>4 A. Front.</p> <p>5 Q. Okay. Where was Kenneth seated, if you</p> <p>6 know?</p> <p>7 A. I know Kenneth and Charles were in the</p> <p>8 back. I don't remember which was on the driver</p> <p>9 and which was on the passenger, though.</p> <p>10 Q. Okay. Now, anything unusual happen</p> <p>11 as you were driving down 53rd Street?</p> <p>12 A. The horn went off. Right after we</p> <p>13 made the turn, the horn started going off.</p> <p>14 Q. How long did the horn go off for?</p> <p>15 A. Until we turned to park. As we pulled</p> <p>16 in to park.</p> <p>17 Q. Do you remember where it was that you</p> <p>18 parked?</p> <p>19 A. Across the street from the Bank of</p> <p>20 America.</p> <p>21 Q. Now, when you say "across the street,"</p> <p>22 were you going eastbound or westbound, do you</p> <p>23 remember?</p> <p>24 A. Westbound.</p> <p style="text-align: right;">45</p>	<p>1 the court reporter, right?</p> <p>2 A. Yes.</p> <p>3 Q. Okay. Now, you pull -- the car pulls</p> <p>4 over and parks, correct?</p> <p>5 A. Yes.</p> <p>6 Q. And I'll use my pen as pretending it's</p> <p>7 your car. Now, where is the ATM in relation to</p> <p>8 the street and your car?</p> <p>9 A. It is here (indicating).</p> <p>10 Q. Okay.</p> <p>11 A. Like up here (indicating).</p> <p>12 Q. So it would be on the opposite side of</p> <p>13 the street, correct?</p> <p>14 A. Yes.</p> <p>15 Q. So if you are on the north side of the</p> <p>16 street, the ATM is on the south side of the</p> <p>17 street, right?</p> <p>18 A. Yes.</p> <p>19 Q. And it's about, what, 10 or 15 feet</p> <p>20 maybe west of your location?</p> <p>21 A. Right.</p> <p>22 Q. Do you remember seeing a Dunkin Donuts</p> <p>23 nearby?</p> <p>24 A. Yes.</p> <p style="text-align: right;">47</p>
<p>1 Q. So if you were going westbound --</p> <p>2 A. The bank is on the -- I'm sorry.</p> <p>3 Q. If you're going westbound, was the</p> <p>4 Bank of America on the south side of the street</p> <p>5 or was it on the north side of the street?</p> <p>6 A. It was on the south side of the street.</p> <p>7 Q. And was it directly across from where</p> <p>8 they had parked the car?</p> <p>9 A. It was maybe a few feet ahead. Like it</p> <p>10 was across the street, but it was a few feet</p> <p>11 ahead of where the car was.</p> <p>12 Q. Now, when you say --</p> <p>13 A. It was almost directly across the</p> <p>14 street.</p> <p>15 Q. When you say "directly across the</p> <p>16 street," you're on 53rd Street or 57th Street.</p> <p>17 You don't remember which street, right?</p> <p>18 A. Uh-huh.</p> <p>19 Q. Let's say my note pad here is whatever</p> <p>20 street it is, 53rd or 57th. Okay? See the note</p> <p>21 pad (indicating)?</p> <p>22 A. Yes.</p> <p>23 Q. Okay. You're going westbound, which</p> <p>24 means you are going towards the direction of</p> <p style="text-align: right;">46</p>	<p>1 Q. Okay. And do you remember seeing a</p> <p>2 University of Chicago squad car in front of the</p> <p>3 Dunkin Donuts?</p> <p>4 A. I never saw the squad car. I didn't</p> <p>5 see the squad car until it pulled up behind us.</p> <p>6 Q. And when the squad car pulled up behind</p> <p>7 you, did it have its lights going?</p> <p>8 A. I don't recall.</p> <p>9 Q. When you saw the squad car pull up, you</p> <p>10 knew it was some type of police, though, right?</p> <p>11 A. Yes.</p> <p>12 Q. No doubt in your mind.</p> <p>13 A. No.</p> <p>14 Q. When you were in high school, did you</p> <p>15 ever receive any traffic safety training that</p> <p>16 included discussions about what to do when the</p> <p>17 police made a traffic stop?</p> <p>18 A. I'm pretty sure I did.</p> <p>19 Q. What do you remember being told</p> <p>20 about when the police make a traffic stop?</p> <p>21 A. In recall (sic) to what I should do?</p> <p>22 Q. Yes.</p> <p>23 A. To pull over.</p> <p>24 Q. Did they tell you should you produce</p> <p style="text-align: right;">48</p>

<p>1 any identification?</p> <p>2 A. If they asked for it, I believe,</p> <p>3 and when they asked for it.</p> <p>4 Q. And so you knew that if a police</p> <p>5 officer pulls up behind your car and asks you</p> <p>6 for identification, you should produce it to the</p> <p>7 officer, correct?</p> <p>8 A. Yes.</p> <p>9 Q. Now, what time was this that you were</p> <p>10 going to the ATM or that Steven and Kenneth --</p> <p>11 A. It was early in the morning. I don't</p> <p>12 remember what time it was, though.</p> <p>13 Q. Sometime between 2:30 and 2:40 in the</p> <p>14 morning sound about right?</p> <p>15 A. 2:00 something. Yeh.</p> <p>16 Q. There weren't many cars out on the</p> <p>17 street that night at that hour of the morning,</p> <p>18 was there?</p> <p>19 A. I don't believe so.</p> <p>20 Q. Were you tired?</p> <p>21 A. Not really. I'm a night owl. I was</p> <p>22 up.</p> <p>23 Q. Okay. I know sometimes when people</p> <p>24 ride in the car, the motion just kind of gets</p> <p style="text-align: right;">49</p>	<p>1 A. After we -- after he parked, turned off</p> <p>2 the car, and that's when my horn start going</p> <p>3 off. And then so they got out of the car to go</p> <p>4 to the ATM. Charles was -- he said he would</p> <p>5 look under my hood while they went to the ATM.</p> <p>6 Q. Okay. So the horn went off when they</p> <p>7 turned the power off on your car on the</p> <p>8 ignition, right?</p> <p>9 A. As soon as we were pulling in, that's</p> <p>10 when it went off.</p> <p>11 Q. Okay. You didn't turn the car off</p> <p>12 and then the horn stopped? Stopped before?</p> <p>13 A. Stopped right before. Horn stopped.</p> <p>14 Q. Up until that point the horn was</p> <p>15 blaring continuously, right?</p> <p>16 A. Yes.</p> <p>17 Q. About for how long a period of time</p> <p>18 would you say the horn was blaring continuously</p> <p>19 as you drove down the street. Not "you," but I</p> <p>20 mean as the car went down the street.</p> <p>21 A. Maybe like 20, 20 seconds.</p> <p>22 Q. And how far had the car traveled during</p> <p>23 that time frame while the horn was continuously</p> <p>24 blaring from when it started to when it stopped?</p> <p style="text-align: right;">51</p>
<p>1 them drowsy and puts them to sleep. You weren't</p> <p>2 like that?</p> <p>3 A. No. I was fine.</p> <p>4 Q. So did -- were there any cars in</p> <p>5 front or behind your car when it stopped?</p> <p>6 A. I don't recall if there was any behind,</p> <p>7 but I know we were the closest parking spot to</p> <p>8 the corner, so there was no car in front of us.</p> <p>9 Q. Do you remember there being a stop sign</p> <p>10 at the intersection?</p> <p>11 A. Yes.</p> <p>12 Q. Okay. So when your car came to a stop,</p> <p>13 there was no car between you and the stop sign.</p> <p>14 A. No.</p> <p>15 Q. And do you know -- whatever street you</p> <p>16 were on, whether it's 53rd or 57th, there is</p> <p>17 a stop sign and then there is a street that</p> <p>18 runs north and south, right?</p> <p>19 A. Yes.</p> <p>20 Q. Is that Blackstone?</p> <p>21 A. It was Blackstone.</p> <p>22 Q. Okay. So would -- when the car came</p> <p>23 to a stop, did Steven and Kenneth get out of</p> <p>24 the car right away?</p> <p style="text-align: right;">50</p>	<p>1 A. Approximately like three blocks.</p> <p>2 Q. Three blocks?</p> <p>3 A. Yeh.</p> <p>4 Q. Okay. And do you recall how fast you</p> <p>5 were traveling down the street during that</p> <p>6 three-block interval?</p> <p>7 A. That I don't know because I wasn't</p> <p>8 driving.</p> <p>9 Q. I mean, was Steven speeding down the</p> <p>10 street or was he driving at what you might</p> <p>11 consider a normal rate?</p> <p>12 A. I think it was normal.</p> <p>13 Q. Okay. Had any police officer stopped</p> <p>14 you or stopped Steven when you were driving</p> <p>15 that car on any other occasion when the horn</p> <p>16 went off?</p> <p>17 A. Once. It was me.</p> <p>18 Q. And what happened?</p> <p>19 A. I was actually -- it was when I was</p> <p>20 on the E-way. I had actually -- I don't know if</p> <p>21 they really stopped me, but they pulled over and</p> <p>22 turned their lights on and asked me what was</p> <p>23 going on because they thought maybe the car had</p> <p>24 just broke down.</p> <p style="text-align: right;">52</p>

1 And the officer told me that I should
2 just take the streets to wherever I was going
3 until I could figure out why. Because I think
4 that was like maybe the second time it had did
5 that, had just started doing that.
6 Officer told me to take the street
7 because I would cause problems on the E-way with
8 the horn. You know, people were thinking that
9 I'm blaring the horn at them if it goes off.
10 That was about it.
11 Q. "E-way," you mean expressway?
12 A. Yes.
13 Q. Do you recall which expressway you were
14 on?
15 A. I-57.
16 Q. Oh, I-57. Okay. Was it a state
17 trooper who stopped?
18 A. Yes.
19 Q. Okay. Did he ask for or she ask for
20 identification?
21 A. Yes, she did.
22 Q. And did you produce the identification?
23 A. Yeh.
24 Q. And after you produced the

53

1 identification, there was no problem or no
2 incident with the state trooper, right?
3 A. No, besides telling me to take the
4 street.
5 Q. Now, was there any conversation in
6 the car after it stopped — let me back up.
7 Between the time the car stopped and
8 when Kenneth and Steven got out of the car,
9 was there any conversation that anyone had?
10 A. They was just like Steven just said
11 something about the stupid horn, and then
12 Charles said that he'll get out and look because
13 it might — I forgot what he said it might be.
14 He was coming up with something that it
15 might be, and he said he'd check it, check under
16 the hood. That's when Steven and Kenneth got
17 out of the car. Well, all three of them got out
18 of the car, actually.
19 Q. Okay. But the point I'm trying to get
20 at is was there any time interval between when
21 the car stopped and when they got out of the
22 car or did they get out right away?
23 A. I mean a couple of seconds after.
24 Q. Okay. So Steven and Kenneth were going

54

1 to go to the ATM. So how did they — what route
2 did they take from the car to the ATM? Did they
3 just cross from the north side of the street to
4 the south side of the street?
5 A. Yeh.
6 Q. And how many lanes of traffic would
7 they have had to have crossed to get from the
8 north side of the street to the south side of
9 the street?
10 A. I think it's just one lane going both
11 directions.
12 Q. Okay. One lane plus parking?
13 A. Right.
14 Q. Okay. You didn't see him go down the
15 same side of the street your car was on across
16 Blackstone, did you?
17 A. No. The only reason that would have
18 happened is Kenneth was on the passenger's side,
19 and he had to walk in front of the car. But no,
20 they just went to the ATM.
21 Q. Okay. And how long after Steven and
22 Kenneth got out of the car did you see a police
23 car pull up behind?
24 A. It wasn't that long. It was less than

55

1 a minute I want to say.
2 Q. A minute?
3 A. Minute or less. Probably less.
4 Q. Do you know where that squad car came
5 from?
6 A. Behind us because it came from behind
7 and kind of pulled in front of the car.
8 Q. So how long after Steven and Kenneth
9 got out of the car did Charles get out of the
10 car?
11 A. They all got out the car together.
12 Q. And did you see where Charles went?
13 A. He went in front of my car to look
14 under the hood.
15 Q. Now, I'm sorry, I don't mean to be
16 jumping around, but do you remember as you
17 were driving to this location whether or not
18 you had the radio on?
19 A. I don't really remember.
20 Q. Do you recall if the windows were
21 rolled up or rolled down?
22 A. They probably were rolled up. It was
23 October.
24 Q. Have you looked at your testimony from

56

14 (Pages 53 to 56)

1 the criminal case at all anytime since?
 2 A. Uh-uh. No.
 3 MR. KSIAZEK: That's a "no"?
 4 THE WITNESS: I'm sorry. No. I keep doing
 5 that. I'm sorry. No.
 6 BY MR. PUISZIS:
 7 Q. That's okay.
 8 Do you remember how long after this
 9 incident occurred that you testified at the
 10 criminal trial? Was it a matter of weeks or
 11 months, couple months?
 12 A. I think it was a couple – I think it
 13 was a couple months.
 14 Q. Okay. Now, you said Steven got out of
 15 the car?
 16 A. Um-um. Yes.
 17 Q. And he went to look under the hood.
 18 What did you see him do?
 19 A. Charles.
 20 Q. I'm sorry. What did you see Charles
 21 do?
 22 A. He lifted up the hood, and I just saw
 23 him put his head – I couldn't really see once
 24 he lifted the hood. I just saw him put his head

57

1 down in there.
 2 Q. Okay. And when he put the hood up,
 3 did the hood stay up?
 4 A. He was holding it up, I believe.
 5 Q. Well, did you actually see him holding
 6 it up with one of his arms or did he put a bar
 7 up to hold the hood in place?
 8 A. The reason I believe he was holding
 9 up the hood, because the hood came down after
 10 he started – after him and the police officers
 11 started having whatever they were having.
 12 Because I don't remember seeing him
 13 take – actually sitting down and taking down
 14 the little stick to put the hood down.
 15 Q. Okay. So the hood is up. Now, how
 16 long after the hood went up did the police
 17 officers arrive?
 18 A. Maybe like 30, 40 – it was a minute.
 19 Probably less than another minute because he
 20 really wasn't under there that long before he
 21 came, the police officer came up.
 22 Q. Let me ask you. Did your car have
 23 a bar that would hold up the hood?
 24 A. Yes.

58

1 Q. And where did the police squad car come
 2 in relation to your vehicle? Where did it stop?
 3 A. This is my vehicle. It came up like
 4 this (indicating).
 5 Q. So it pulled in front on an angle?
 6 A. Yeh.
 7 Q. And if your car was facing westbound,
 8 would that squad car have also been facing
 9 westbound kind of on an angle?
 10 A. Yeh. Just the same direction just
 11 pulled up in front on an angle.
 12 Q. And do you remember if this squad had
 13 its lights on?
 14 MR. KSIAZEK: Asked and answered.
 15 BY MR. PUISZIS:
 16 Q. At that point in time?
 17 A. I want to say they did, but I don't
 18 recall completely.
 19 Q. Okay. Now, do you know who the police
 20 officers worked for when they pulled up?
 21 A. I saw the car. It was University of
 22 Chicago Police.
 23 Q. Okay. Can you describe how the car
 24 pulled up and parked as you described it for us?

59

1 A. Pulled up the same direction, facing
 2 west, and pulled up in the front on an angle.
 3 Q. Right. What I'm trying to get at is
 4 did that squad car, I mean, did it drive by very
 5 quickly and screech its brakes and come to a
 6 fast halt or did it kind of pull slowly and come
 7 to a stop?
 8 A. It pulled – I mean, it didn't come
 9 to a screeching halt, but, you know, it drove
 10 in a normal speed and just pulled over.
 11 Q. Okay. And then the hood was up when
 12 the car pulled in front, right?
 13 A. Yes.
 14 Q. What could you see as you sat there
 15 with the hood up?
 16 A. With the hood up when they first came
 17 there I couldn't really see. I could just hear.
 18 Because at that time when he got out the car
 19 to go under the hood, I had cracked my window
 20 because he was trying to ask me something about
 21 the car or something, where something was under
 22 the hood.
 23 So all I could do was hear when the
 24 hood was still up and the police officer had

60

15 (Pages 57 to 60)

1 asked him, "What are you doing," and "Whose car
2 is this?" At this time I couldn't see, really.
3 Q. Now, you said Charles had said
4 something to you. What do you remember him
5 saying to you?
6 A. He was asking me where something was
7 under my circuit, something that I don't --
8 because I don't really know anything about cars,
9 but he was trying to ask me where something was
10 under the hood.
11 Q. Okay. Well, when the University of
12 Chicago car pulled up, how many men were inside
13 the car or how many people were inside the car?
14 A. Two.
15 Q. Two? Okay. Did both of them get out
16 of the car, could you see?
17 A. I couldn't. I saw both of them after
18 the fact, but I don't know if both of them got
19 out the car at first.
20 Q. Okay. And when whoever was in the
21 squad car got out, did you see what they did?
22 A. I saw them walk over because it wasn't
23 really like -- my car was here, they were here
24 (indicating), so they just came around, and they

61

1 came around to Charles.
2 Q. Okay. Let me ask you, did the -- no
3 one stopped the car in response to the officers
4 activating their Mars lights, right? The car
5 was stopped before that happened?
6 A. If the lights were --
7 Q. I mean, do you understand my question?
8 A. I understand because I'm trying to
9 remember if -- because it's really hard to
10 recall when the lights had came on and
11 everything like that because I wasn't driving.
12 I couldn't really see to see when the -- because
13 I never really heard the sirens because the
14 windows were up at that time and stuff like
15 that. I just know that they said that they had
16 saw the cop sitting.
17 Q. Who said they had saw the cops?
18 A. They said they had saw a cop by Dunkin
19 Donuts because that's when my hood start --
20 that's when the horn had started going off.
21 He was like -- he said something like, "Your
22 stupid horn, and there's a cop right there"
23 or something like that.
24 Q. Who said that?

62

1 A. Steven, I think.
2 Q. So Steven had seen the squad car.
3 A. Yeh, but I don't recall if the lights
4 were on or anything like that. He didn't say
5 like when the lights had came on. He was just
6 like "the stupid horn."
7 And since I didn't see them behind them
8 because I don't remember them being directly
9 behind them, I didn't think that they were
10 pulling us over until we had parked and they
11 had got out the car and they had came up.
12 Q. Right. So, I mean, but it was Steven's
13 intent to go to the ATM, and that's why he
14 stopped the car.
15 A. Right.
16 Q. He didn't stop the car in relation to
17 a signal by the police with their Mars lights
18 on, right?
19 A. If they were on, no.
20 Q. So what happens when this guy or these
21 guys from University of Chicago go up to
22 Charles?
23 A. They asked him what is he doing and
24 asked whose car is this.

63

1 Q. Can you describe their tone of voice?
2 A. I'm not good with description, but it
3 wasn't friendly.
4 Q. They didn't use any vulgarity, did
5 they?
6 A. Not yet, no.
7 Q. You'd agree that those are reasonable
8 questions to ask with a horn going off at 2:30
9 in the morning and not knowing if there is
10 a short in the car or the car is stolen, right?
11 A. I guess.
12 Q. Did Charles ever give the police his
13 identification?
14 A. Not that I know of.
15 Q. Did the police ask for his
16 identification?
17 A. Yes, they did.
18 Q. When the police asked for Charles's
19 identification, not knowing that the car was
20 stolen or not, what did he say?
21 A. He asked them, he was like, you know,
22 "What do you need my ID for? I just explained
23 to you that it's, you know, the young lady who
24 is sitting inside. It's her car."

64

16 (Pages 61 to 64)

<p>1 Q. Was there anything improper in your 2 mind about the police asking Charles for his 3 identification, not knowing if that car is 4 stolen or not? 5 A. No, not at that time. No. 6 Q. And if a police officer thinks that 7 a car might be stolen and he asks someone for 8 identification and they refuse to give it to 9 him, do you think that might raise the suspicion 10 level of the officers more? 11 MR. KSIAZEK: Objection. Calls for 12 speculation. 13 Answer. 14 THE WITNESS: I mean, in that situation he 15 told him specifically that it was my car, and so 16 my thought would have been that he -- that's why 17 I waved my hand out, too, when he said that. 18 I thought he would have come to me and 19 asked me for, you know, the registration, my 20 license, anything like that if he was trying to 21 figure out whose car it was. That's why Charles 22 was asking him, "Why do you need my I.D.?" 23 BY MR. PUISZIS: 24 Q. When did the hood come down?</p> <p style="text-align: right;">65</p>	<p>1 MR. KSIAZEK: About three inches. 2 MR. PUISZIS: Okay. 3 MS. GIBBONS: Um-um. 4 BY MR. PUISZIS: 5 Q. And could you see Charles's hands at 6 that point in time? 7 A. No, not really. I could only really 8 see -- it was more like lower abdomen level. 9 I couldn't really see upper. I couldn't really 10 see his hands. 11 Q. Okay. You couldn't see what Charles 12 was doing with his hands or what the officers 13 were doing with their hands, right? 14 A. Not at that time, no 15 (WHEREUPON, there was a 16 short interruption.) 17 (WHEREUPON, a short recess 18 was taken.) 19 BY MR. PUISZIS: 20 Q. Now, I want to go back, and I don't 21 want to repeat questions, but let me -- I'm not 22 sure we talked about this. 23 When the police officers -- the police 24 officers asked him what he was doing and whose</p> <p style="text-align: right;">67</p>
<p>1 A. The hood came down sometime either 2 right before or right after they pushed Charles 3 down on the hood of the police car. It was a 4 little bit before. 5 Q. So was the hood up when Charles -- when 6 the police officer -- when the police officer 7 asked Charles for his identification? 8 A. Yeh. 9 Q. Okay. So you couldn't see what was 10 happening in front of the car. You could just 11 hear, right? 12 A. I could only -- I could see like 13 through -- you know how there is a little gap 14 when you raise the hood up? I can only see that 15 much space (indicating). Really wasn't that 16 much because that was like -- that wasn't face 17 level. That was body level. 18 Q. And you held your fingers up. About 19 how much distance could you see underneath the 20 hood of the car? 21 A. Whatever (indicating). 22 Q. Indicating for the record, what, 23 about three inches, two inches, between two 24 and three inches, something like that?</p> <p style="text-align: right;">66</p>	<p>1 car is this. You said that. Did they ask him 2 those questions at the same time or was one 3 question first and the second question after? 4 Do you remember? 5 A. I believe they were -- they might 6 have been behind -- I can't remember if they 7 were like directly behind each other. 8 Q. Okay. What did Charles say, if 9 anything -- 10 A. Because I remember his responses to 11 them. I just don't know if they were together 12 or the questions were separately. 13 Q. Okay. Well, what did Charles say in 14 response to the question about what he was 15 doing? 16 A. He said he was checking under my hood, 17 "checking under the hood." 18 Q. Okay. And what was his response when 19 they said, "Whose car is this?" 20 A. He said, "It's her car in there." 21 He pointed at me. 22 Q. Well, the hood was still up at that 23 point, right? 24 A. Yes.</p> <p style="text-align: right;">68</p>

<p>1 Q. You couldn't see his hands, right?</p> <p>2 A. He said he pointed at me.</p> <p>3 Q. That's what he told you he did.</p> <p>4 A. Yes.</p> <p>5 Q. When did he tell you he pointed at you?</p> <p>6 A. When we talked after, after he had got</p> <p>7 arrested.</p> <p>8 Q. You didn't actually see him point at</p> <p>9 you.</p> <p>10 A. No, but I heard him say, "It's her car</p> <p>11 in there," and that's when I -- you know, I did</p> <p>12 like this (indicating).</p> <p>13 Q. You're raising your one hand up, and</p> <p>14 you're moving your hand back and forth, right?</p> <p>15 A. Yeh.</p> <p>16 Q. Okay. Did you stick your hand out</p> <p>17 the side window or was it just up in front?</p> <p>18 A. Was it out the side window? It might</p> <p>19 have been out the side window. I think it was</p> <p>20 out the side window.</p> <p>21 Q. You think or do you know?</p> <p>22 A. I'm not sure. I just remember waiving</p> <p>23 my hand. I'm pretty sure I stuck it out the</p> <p>24 window because he wouldn't have been able to</p> <p style="text-align: right;">69</p>	<p>1 Q. Okay. So after the officer asked</p> <p>2 Charles to produce identification a second time,</p> <p>3 he failed to do so, right?</p> <p>4 A. Yes.</p> <p>5 Q. In fact, he refused to do so, right?</p> <p>6 MR. KSIAZEK: Objection.</p> <p>7 Mischaracterization.</p> <p>8 THE WITNESS: Again, I told you what he did.</p> <p>9 He responded saying that. But no, he didn't</p> <p>10 give him the I.D.</p> <p>11 BY MR. PUISZIS:</p> <p>12 Q. Okay. So after Charles failed to</p> <p>13 produce his identification after being asked by</p> <p>14 this officer a second time, what happened then?</p> <p>15 A. The officer said, "Give me your f-ing</p> <p>16 I.D. right now."</p> <p>17 Q. By the way, do you know this officer</p> <p>18 who's having this conversation with Charles,</p> <p>19 did you see the officer at all?</p> <p>20 A. I saw him right after this because this</p> <p>21 is when Charles -- see, as I'm telling it, I</p> <p>22 can remember exactly when the hood come down.</p> <p>23 Because after that, that's when Charles turned</p> <p>24 around to face the officer because the officer</p> <p style="text-align: right;">71</p>
<p>1 see it.</p> <p>2 Q. Hood was still up at this point in</p> <p>3 time, right?</p> <p>4 A. Yes.</p> <p>5 Q. Then what's the next thing you heard,</p> <p>6 if anything?</p> <p>7 A. He asked him for his I.D., the officer</p> <p>8 did, ask Charles for his I.D.</p> <p>9 Q. Did you hear one police officer's</p> <p>10 voice or more than one police officer's voice?</p> <p>11 A. I heard one at that time.</p> <p>12 Q. Okay. And Charles didn't produce the</p> <p>13 identification, correct?</p> <p>14 A. No. He responded saying, "Why do</p> <p>15 you need my I.D.? I just told you. I just</p> <p>16 explained to you it's her car in there."</p> <p>17 Q. And what happened after Charles said,</p> <p>18 "Why do you need to see my I.D." and failed to</p> <p>19 produce it?</p> <p>20 A. The officer -- officer said again,</p> <p>21 you know, "You heard what I said. I need to see</p> <p>22 your I.D." And Charles was like, "But I just</p> <p>23 told you it was her car. I'm not understanding"</p> <p>24 or something along that line.</p> <p style="text-align: right;">70</p>	<p>1 went to grab him. That's when I saw who the</p> <p>2 officer was, after that, but I hadn't seen him</p> <p>3 up to this point.</p> <p>4 Q. So you didn't know if that officer</p> <p>5 was white, black, Hispanic or even a female.</p> <p>6 A. Definitely was a male voice.</p> <p>7 Definitely didn't sound like Hispanic or white.</p> <p>8 Q. Why do you say that?</p> <p>9 A. The way he was talking.</p> <p>10 Q. What was unusual about the way he was</p> <p>11 talking?</p> <p>12 A. It was -- I know for sure it was a male</p> <p>13 voice. It was -- I don't know how to describe</p> <p>14 it, but the tone and the way that he talked, his</p> <p>15 words, it didn't sound Hispanic or white at all.</p> <p>16 Q. Okay. But you'd agree with me you</p> <p>17 didn't see the officer up to that point in time.</p> <p>18 A. Right.</p> <p>19 Q. And -- I'm sorry. The officer said</p> <p>20 something about wanting to see his I.D. right</p> <p>21 now?</p> <p>22 A. With the word in between there, but</p> <p>23 yes.</p> <p>24 Q. Okay. And what did Charles say in</p> <p style="text-align: right;">72</p>

<p>1 response when the officer said he wanted to see 2 his I.D. right now or words to that effect? 3 A. I don't remember a response. The next 4 thing I knew is that I saw the hood -- that's 5 when the hood had came down. Charles turned 6 around I'm guessing. That's why the hood 7 dropped. I saw him. He was no longer facing 8 the car. 9 MR. PUISZIS: Ms. Reporter, can you read the 10 question and answer back? 11 (WHEREUPON, the record was read 12 by the reporter as requested.) 13 BY MR. PUISZIS: 14 Q. Okay. So did you hear Charles say, 15 "Here is my identification" or anything to that 16 effect? 17 A. No. 18 Q. Okay. So we know an officer had asked 19 him three times for identification, right? 20 A. Yeh. 21 Q. And Charles had not produced that 22 identification after being asked three times, 23 right? 24 A. Yes.</p> <p style="text-align: right;">73</p>	<p>1 Charles's left. 2 A. I think it was his left, yeh. 3 Q. As you are facing him. 4 A. Yeh. 5 Q. Okay. Now, can you describe this black 6 officer for me? 7 A. I just know he was average height, 8 darker skin, not like extremely dark, but a 9 darker skin, and I don't remember much else 10 besides that. 11 Q. Was he taller than Charles or shorter 12 than Charles? 13 A. I'm not sure. I don't want to guess. 14 Q. Was he a young guy or was he an old 15 guy? 16 A. What's your definition of "young"? I 17 wouldn't say he was old. 18 Q. How old would you say he was? 19 A. Maybe, I don't know, 40s? 30s, 40s? 20 Q. I'm really old, then, if 30s or 40s is 21 old. 22 A. I mean, it wasn't old. Like he wasn't 23 20, 22 or anything like that. 24 Q. Okay. So you thought he was in his 30s</p> <p style="text-align: right;">75</p>
<p>1 (WHEREUPON, there was a 2 short interruption.) 3 BY MR. PUISZIS: 4 Q. So the hood came down, and did you see 5 Charles turn around after the hood came down? 6 A. When the hood came down, Charles was 7 already turned around. He wasn't facing the car 8 anymore. 9 Q. Okay. And then the hood came down, 10 and Charles was turned around. How many 11 officers were there, one or more than one? 12 A. I think there were two by that time. 13 Q. Okay. Can you describe for me the 14 officer -- or where were the officers in 15 relation to Charles at that point in time after 16 the hood came down? 17 A. One was -- I'm trying to remember where 18 the other one came. I know specifically the 19 black one was on -- Charles was this way 20 (indicating). He was like toward the left of 21 him kind of behind him. 22 Q. So as you are seated in the car looking 23 through the front window, now that the hood had 24 gone down, you see a black officer standing to</p> <p style="text-align: right;">74</p>	<p>1 or 40s. 2 A. Yes. 3 Q. Okay. You know, Charles is kind of a 4 big guy, isn't he? 5 A. Yes. 6 Q. Strong guy? 7 A. Yes. 8 Q. How much do you think he weighs? 9 A. I have no idea. 10 Q. This guy wasn't nearly as big as 11 Charles, right? 12 A. As big like -- no. He wasn't like 13 as big, swollen as Charles, no, as muscular as 14 Charles. I don't think so. 15 Q. You have seen Charles with his shirt 16 off, right? 17 A. I have. 18 Q. He's pretty well-built, isn't he? 19 A. Up here (indicating). He has a lot of 20 upper. . . 21 Q. He's got a lot of strength in his -- 22 lot of big muscles in his chest and his 23 shoulders and his arms? 24 A. Yes.</p> <p style="text-align: right;">76</p>

1 Q. In fact, one of his pictures on his
2 Facebook has him posing with his shirt off like
3 this with his arms in front of him (indicating),
4 right?

5 A. Probably so.

6 Q. You don't remember seeing it?

7 A. No. But that could be very well true.

8 Q. Okay. Got a lot of strong muscles in
9 his back?

10 A. I guess so.

11 Q. Okay. Now, after the officer asked
12 Charles to see the identification for the third
13 time, what's the next thing that happens?

14 A. That's when I could fully see because
15 after that happened, Charles wasn't facing the
16 car. The officer was on the side of him. And
17 I'm guessing that he was trying to get him on
18 the hood of the car. And so he is trying to
19 push him down, and Charles is like, "What are
20 you doing?"

21 And he's steadily trying to push him
22 down on the hood. He's like, "What are you
23 doing? What are you doing?" And then it's kind
24 of when he snatched -- I don't know if that's --

77

1 A. Not that I remember. I just remember
2 one.

3 Q. Okay. So you remember the black
4 officer at some point after the hood goes down
5 grabbing Charles?

6 A. Uh-huh.

7 Q. I think you said you saw him snatch
8 him?

9 A. Yeh. It was like grabbing him by his
10 shirt.

11 Q. Okay. So you saw this officer who
12 was on Charles's left grab him by his shirt?

13 A. He was like to the left like right
14 behind him. Like it would be over your
15 shoulder.

16 Q. Okay. Did this officer grab him with
17 one arm or both arms or one hand or both hands?

18 A. I want to say it was one when he first
19 grabbed him.

20 Q. Okay. So the officer grabs him with
21 one arm. Do you remember if he grabbed him with
22 his right hand or left hand?

23 A. I don't remember.

24 Q. Where did you say he grabbed him, by

79

1 he snatched him up by his collar and then pushed
2 him down on the hood.

3 Q. Where was the other officer at this
4 point in time?

5 A. I want to say he was helping him trying
6 to get him on the hood, but I really don't
7 recall the other officer until they got Charles
8 down to his knees. So I can't remember exactly
9 where he was at.

10 Q. I'm sorry. You said you don't really
11 recall the other officer --

12 A. Where he was at exactly until they
13 got him down, Charles down to his knees.

14 Q. Well, when the hood goes down, you said
15 the black officer was standing to Charles's
16 left. Did you see where the other officer was
17 at that point in time?

18 A. I don't want to guess and say he was
19 on the other side, but I know he was there. I
20 just really can't recall his exact orientation,
21 where exactly he was standing.

22 Q. And did you ever hear -- when the hood
23 was up, did you ever hear more than one voice
24 speaking to Charles?

78

1 his collar?

2 A. His shirt collar.

3 Q. His shirt?

4 A. I think he had on this -- I want to
5 say he had on a sweater and like a shirt under.
6 I want to say it was a collar. I knew it was
7 up in this area, up here (indicating), collar.

8 Q. Okay. So then this officer grabs him,
9 you think, by the shirt collar. What do you see
10 happen after the officer grabs him by the shirt
11 collar?

12 A. He grabs him, and Charles kind of
13 does -- I don't know what you want to call this,
14 shoulder roll (indicating).

15 Q. He moved his shoulder, kind of rolling
16 his shoulder?

17 A. Yeh. He like rolled his shoulder back
18 once he grabbed him up. He's like, "What are
19 you doing?"

20 Q. Did you see the officer's hand come off
21 of Charles?

22 A. Once he did this?

23 Q. Once he did the shoulder roll.

24 A. I think it did.

80

20 (Pages 77 to 80)

<p>1 Q. And then what's the next thing you 2 see happen after Charles did the shoulder roll? 3 A. He tries with both of his hands to 4 push him down on the hood, the squad car. 5 Q. Now, when you say "he," are you talking 6 about the black officer? 7 A. Yes. 8 Q. Okay. Describe for me what the black 9 officer did with his hands to Charles, as best 10 you can recall. 11 A. He goes like this (indicating). After 12 Charles — 13 Q. After Charles does the shoulder roll? 14 A. He's like this (indicating). Kind of 15 turned little bit after he does it. So then the 16 officer I want to kind of say he grabs him, and 17 he's like pushing him down, trying to push him 18 down. 19 Q. Okay. You say the officer grabbed him. 20 A. I don't know if you want to call it 21 "grab." He started trying to shove him down, 22 push him down. 23 Q. Did the officer use both hands or one 24 hand?</p>	<p>1 A. Turn a little bit more. 2 Q. Turn little bit more. 3 A. He is like that (indicating). Turn 4 little bit more towards me. He's like that. 5 Q. So he would be facing southwest, right? 6 A. Right. 7 Q. And the officer is where in relation 8 to him as Charles is facing southwest? 9 A. He is on your — that side from behind. 10 Q. Left? 11 A. Yes. 12 Q. Okay. So the officer grabs Charles 13 probably on his left shoulder, and Charles does 14 a shoulder roll, right? 15 A. Yes. 16 Q. Okay. Then the officer — and Charles 17 is still facing southwest or does he turn a 18 little bit more? 19 A. He turns a little bit more. 20 Q. So he's almost facing straight south 21 now, right? 22 A. Closer. He's something like where you 23 are right now. 24 Q. Okay. So Charles's body is between you</p>
<p>1 A. He used both hands when he was trying 2 to get him on the car. 3 Q. What part of Charles's body did the 4 officer's hands go onto? Do you understand my 5 question? 6 A. It was somewhere up here (indicating), 7 the upper body, shoulder region. 8 Q. I want to make sure I understand 9 something. You're sitting in your car on the 10 passenger's seat. 11 A. Yes. 12 Q. Charles had been under the hood, right? 13 A. Right here under the hood. 14 Q. Okay. So when Charles was facing — 15 when Charles was looking under the hood, 16 he was facing in your direction, right? 17 A. Looking — yes. 18 Q. Okay. And the squad car is somewhere 19 behind him, right? 20 A. Right. 21 Q. Okay. Now, Charles — after the hood 22 comes down, you say Charles turns around? 23 A. He's that way, though (indicating). 24 Q. Which way, this way (indicating)?</p>	<p>1 and the officer, right? 2 A. Right. 3 Q. Okay. You see where the officer's 4 hands go on Charles's body? 5 A. Somewhere in — I don't know the exact 6 region, but it's somewhere the upper — this 7 upper portion of the body (indicating). 8 Q. And you were pointing to your back, 9 right? 10 A. Yeh. 11 Q. So you see the officer's hands come 12 over his shoulder? 13 A. It wasn't over his — no. The officer 14 is not in front of him. The officer is behind 15 him. 16 Q. So you see the officer's hands come 17 over his shoulder. 18 A. It's not over, it's like — 19 MS. GIBBONS: If I'm standing behind someone, 20 and I'm trying to push you like this 21 (indicating). 22 MR. PUISZIS: Let Helen stand up. 23 MS. GIBBONS: If I'm the officer, where am I 24 standing?</p>

<p>1 THE WITNESS: You are behind. You are more 2 like where his chair is at (indicating). 3 MR. PUISZIS: Indicating for the record 4 to Charles's left, your right, correct? 5 MS. GIBBONS: Correct. 6 Am I – is the officer between Charles 7 and the car? Because that's what it seems like. 8 THE WITNESS: Between Charles and my car? 9 MS. GIBBONS: Um-um. 10 THE WITNESS: My car is here. He is still 11 in front of the car. He's just not facing me. 12 MS. GIBBONS: Okay. Sorry, because I'm 13 unclear, you are sitting like where you would 14 be in your car. That's how you are having it 15 go. The car is right here (indicating). 16 THE WITNESS: And you're in front of the car, 17 but you're turned that way (indicating). 18 BY MR. PUISZIS: 19 Q. And how far is the squad car from where 20 Charles – 21 A. It's like the hood of it is in front of 22 him. 23 Q. How many feet in front of him, one big 24 step?</p>	<p>1 here, but I remember him using both of his 2 hands. 3 Q. Now, when Charles did the shoulder 4 roll, did you see any portion of his arm come 5 in contact with any portion of the officer? 6 A. No. I just saw him doing this 7 (indicating). 8 Q. Just saw him doing that. But from 9 where you were seated, you were below them, 10 right, because you are sitting in the car, 11 right? 12 A. Yeh. Yeh. 13 Q. Charles is standing up. Charles does 14 the shoulder roll. You don't know if any 15 portion of Charles's arm comes in any contact 16 with the officer? 17 A. I didn't see him come in contact with 18 the officer at all. 19 Q. You saw the officer's hand come off of 20 him? 21 A. When he did this, yeh, because it was 22 like he grabbed like someone's going like this 23 (indicating). 24 Q. So you saw Charles flail his shoulder,</p>
<p>1 A. Something like that. 2 Q. Two big steps? 3 A. It's not even that far. 4 Q. Three feet? 5 A. Between like three and – probably like 6 three to five. 7 Q. Somewhere between three and five feet. 8 So you see the officer put his hands 9 up on Charles's back, right? 10 A. He's like trying to push him down 11 because the hood is right there. First he grabs 12 him by the shirt right here (indicating). So 13 Charles kind of rolls his shoulder. You see how 14 you naturally turned this way a little bit? So 15 when that happens, it might have been like that, 16 something like that. He's trying to push him 17 down on the car. 18 MS. GIBBONS: From the front. 19 THE WITNESS: From the front. I guess. I 20 remember hand back here. 21 BY MR. PUISZIS: 22 Q. From Charles's left side the officer is 23 pushing him? 24 A. I specifically remember a hand back</p>	<p>1 right? 2 A. Yeh. 3 MR. KSIAZEK: Objection. 4 Mischaracterization. Shoulder roll. 5 MS. GIBBONS: She already answered. 6 BY MR. PUISZIS: 7 Q. So then you see the officer grab 8 Charles and push him, right? 9 A. He is trying to push him. 10 Q. Trying to push him. 11 A. Onto the car. 12 Q. Did you see Charles move at all or 13 did he just stay there? 14 A. No. He's like – as he's trying to 15 push him, he is like he's pushing him down, 16 and Charles is like coming up like as he is 17 trying to push him down. 18 It's like someone is trying to push 19 you down, and you're not trying to immediately 20 go down. "What are you doing? What are you 21 doing?" So he's trying to push him on the car, 22 and – 23 Q. Well, did Charles move at all to his 24 left?</p>

1 A. I believe -- I believe he did.
 2 Q. Or to his right?
 3 A. To his right.
 4 Q. Okay. How far did Charles move to his
 5 right?
 6 A. A couple of steps.
 7 Q. Couple of steps. So he was still
 8 couple feet away from the squad car, right?
 9 A. Yes.
 10 Q. And you hear Charles say, "What are
 11 you doing? What are you doing," right?
 12 A. Yes.
 13 Q. Did the officer say anything in
 14 response?
 15 A. Not at that point in time he didn't.
 16 Q. Okay. Do you know where the other
 17 officer is at this point in time?
 18 A. I want to say he's on the other side
 19 because once they get him on the -- once they
 20 try to get him on the car, the other officer --
 21 I didn't know what it was at first. He poked
 22 him with something in the side. I didn't know
 23 what it was at first because the black officer
 24 didn't do this, it was the other officer. He

89

1 had to be on the other side of him.
 2 Q. What did you see the other officer poke
 3 him with?
 4 A. I couldn't tell what it was. I just
 5 saw this motion and then Charles do something
 6 like this (indicating), you know, like this and
 7 fall to his knee.
 8 Q. Okay. Did he have a taser?
 9 A. I don't think it was -- Charles told
 10 me later that it was a club.
 11 Q. Billy club?
 12 A. Yes.
 13 Q. When did Charles tell you that the
 14 other officer hit him with a billy club?
 15 A. Once we came and got home from jail.
 16 Q. Do you remember where this conversation
 17 occurred where Charles told you that he was hit
 18 by the other officer with a billy club?
 19 A. It was outside the jail on the drive
 20 home.
 21 Q. Who was with you and Charles on the
 22 drive home?
 23 A. It was me, Steven -- me and Steven
 24 had came and got him. I think that was it.

90

1 Was Alicia there? I know Alicia was with us
 2 because her father was the one trying to get
 3 him out. I can't remember if she was there for
 4 the actual conversation, though.
 5 Q. Okay. Can you describe the officer
 6 that hit Charles with a billy club?
 7 A. All I know is that he was Hispanic.
 8 He was shorter than the other two, than Charles
 9 and the other officer. That's all I know.
 10 Q. Okay. So we jumped around a little
 11 bit. I apologize. I shouldn't do that because
 12 I don't want to go over and ask questions again
 13 and again.
 14 You saw Charles move a couple of feet
 15 with the officer, right, the black officer?
 16 A. Um-um.
 17 Q. Did you see the black officer do
 18 anything other than trying to push Charles?
 19 A. At that time, no.
 20 Q. Okay. So Charles moves a couple
 21 of steps, you described it for us, towards his
 22 squad car. What happens right after that?
 23 A. After he is moving, he is still trying
 24 to -- that's when the officers are still trying

91

1 to push him down on the car. Push him down on
 2 the car, and I guess they went to -- I don't
 3 know if they were trying to search him. I don't
 4 really know what they were doing.
 5 And he's like, "What are you doing?"
 6 He pops back up, and he is like, "What are you
 7 guys," like "What are you doing" is all he kept
 8 saying. "What are you doing?"
 9 The officer said something to him.
 10 I don't recall what it was. And the next thing
 11 I remember is the thing with them getting him
 12 down to his knees because I don't know if they
 13 thought that he was trying -- I don't know what
 14 they thought he was trying to do. He popped
 15 back up. He's like, "What are you guys doing?
 16 What are you doing?"
 17 Q. Did you take any photos of this
 18 incident?
 19 A. No. I just took photos of Charles
 20 after, as soon as he came from the jail.
 21 Q. Okay. Did anybody at the scene take
 22 any photos of the incident?
 23 A. Not at the scene, no. We just took
 24 pictures after.

92

23 (Pages 89 to 92)

<p>1 Q. Right. But I mean Steven and Kenneth 2 didn't take any photographs or videotape to your 3 knowledge of anything? 4 A. Uh-uh. 5 MR. KSIAZEK: That's a "no"? 6 THE WITNESS: No. Sorry. 7 BY MR. PUISZIS: 8 Q. I'm sorry. And I'm not sure I 9 understood. You said after Charles moved a 10 couple steps to the left, the officer continued 11 to push him? 12 A. He is still trying to get him down on 13 the hood of the police car. 14 MS. GIBBONS: Is he still to the side or in 15 front of him? 16 MR. KSIAZEK: Stay seated. 17 THE WITNESS: He is not in front of him. 18 He is still towards his left behind him. He is 19 actually more so behind him because he's trying 20 to push him down this way (indicating). 21 BY MR. PUISZIS: 22 Q. Okay. So you see the officer continue 23 to push him towards the squad car, correct? 24 A. Yes.</p> <p style="text-align: right;">93</p>	<p>1 give me a best estimate, foot, two feet, three 2 feet? 3 A. Maybe two feet. 4 Q. Okay. So is the officer still pushing 5 him towards the squad car? 6 A. Yes, but the squad car is on this side, 7 though (indicating), just – 8 MR. KSIAZEK: The left? 9 THE WITNESS: Yeh. My car, squad car is here 10 (indicating). 11 BY MR. PUISZIS: 12 Q. Okay. So did Charles move away from 13 the squad car when the officer – 14 A. It was a couple feet away from the 15 squad car. 16 Q. Okay. So Charles moved away from the 17 squad car. 18 A. Yes. 19 Q. The officer is pushing him towards the 20 squad car, and Charles isn't going along with 21 the officer moving in that direction. Charles 22 actually moves a couple feet. 23 A. A couple steps over to the right. 24 Q. Farther away from the squad car.</p> <p style="text-align: right;">95</p>
<p>1 Q. So at some point do you see Charles 2 move a little bit more? 3 A. Besides when he normally – when he 4 moved at first? I don't remember him moving 5 too much more to the left after that. 6 Q. Okay. So you remember Charles moving 7 a couple steps to the left. How far from the 8 squad car was he? 9 A. The squad car is to your left, though. 10 The squad car is over on this side (indicating). 11 MS. GIBBONS: Turned this way (indicating). 12 THE WITNESS: If this is my car parked here, 13 the squad car is pulled right here (indicating). 14 MS. GIBBONS: The car is right here. 15 BY MR. PUISZIS: 16 Q. So you see Charles moving a couple 17 steps? 18 A. I should say to the right. He moved 19 couple steps to the right. 20 Q. Okay. How far is he from the squad 21 car, now? 22 A. Squad car is over here (indicating). 23 Not that far from it. 24 Q. When you say "not that far," can you</p> <p style="text-align: right;">94</p>	<p>1 A. Yes. 2 Q. So if the officer is pushing him 3 towards the squad car and Charles is moving away 4 from the squad car – 5 A. He's like, "What are you doing?" He's 6 moving. He's stepping. "What are you doing? 7 What are you doing?" That's when he moved – he 8 moved a couple steps, and then officer came, and 9 he actually got him on the – actually got him 10 pushed down on the car. 11 Q. Okay. I want to stop for a second. 12 Gave us a lot of information. The officer is 13 pushing him towards the squad car. Charles 14 actually takes a couple steps away from the 15 squad car? 16 A. Right. 17 Q. Does that mean Charles is pushing 18 back – if the officer is pushing him towards, 19 and Charles is moving away, Charles has got 20 to be pushing back on the officer, right? 21 A. He wasn't pushing. That's why he moved 22 away. He is doing this (indicating). "What 23 were you doing? What are you doing?" He's 24 trying to make sure that he didn't touch him.</p> <p style="text-align: right;">96</p>

<p>1 MR. KSIAZEK: By saying "doing this," putting 2 your hands in the air? 3 THE WITNESS: Put his hands in the air. 4 "What are you doing? What are you doing?" He's 5 pushing him. 6 BY MR. PUISZIS: 7 Q. But Charles is not going in the 8 direction he's pushing him, right? 9 A. Right. 10 Q. Charles is actually moving? 11 A. He's taking steps, but he didn't push 12 him. 13 Q. Well, the officer had his hands on 14 Charles, right, as Charles is moving to your 15 right? 16 A. Right. 17 Q. Do you see the officer having to 18 back up at all as Charles steps towards him? 19 A. He is stepping away from him. If the 20 officer is here, Charles is moving to your 21 right. The officer is here. So he's stepping 22 away from the officer. 23 If you are the officer, he is stepping 24 away from you. He's stepping to the right. Do</p> <p style="text-align: right;">97</p>	<p>1 directly in front of where you would be right 2 now. 3 Q. You don't see Charles going down at 4 all, right? His upper body is not bending over? 5 And in fact Charles is moving away from the 6 squad car, right? 7 A. Yes. 8 Q. And this is after he did the shoulder 9 roll as we have described it. 10 A. Right. 11 Q. So what does the officer do, then, 12 as Charles moves to the right? Does he say 13 anything? 14 A. I think he said something, but I don't 15 remember what he said. 16 Q. So after Charles moves a couple steps 17 to the right, he's actually moving farther away 18 from the squad car? 19 A. Right. 20 Q. What does the officer do? 21 A. He comes back. The officer is back 22 over where he is. He pulls him and pulls him 23 down on the car. 24 Q. So he literally grabs Charles. What</p> <p style="text-align: right;">99</p>
<p>1 you see what I'm saying? 2 Q. Because I thought you said he was 3 trying to push Charles towards the squad car. 4 A. And the car is right there 5 (indicating). The squad car is not over there. 6 It's over to -- on your left-hand side. 7 Q. So how did the officer have ahold of 8 Charles as he was trying to push him to the 9 left? 10 A. He's behind him. 11 Q. Behind? 12 A. He's towards his left side behind him. 13 He is trying to push him down that way, right 14 there (indicating). Car is like -- the squad 15 car, the hood of the car is like directly in 16 front of him like where you are right now. Like 17 directly in front of him. He's trying to push 18 him down. 19 Q. Okay. And so the officer's got him, 20 and he's trying to push him -- the officer is 21 trying to push Charles to the left. 22 A. Like straight down. 23 Q. Straight down, okay. 24 A. Because the hood of the car is like</p> <p style="text-align: right;">98</p>	<p>1 part of his body, what part of Charles's body 2 does the officer grab? 3 A. This right here (indicating). 4 Q. Indicating by both of his shoulders? 5 A. Like I said before, I clearly remember 6 this one, but I don't remember where his -- that 7 would be your left hand. But I clearly remember 8 the right one on the back of Charles's left 9 shoulder. 10 Q. Okay. So you see the right hand on the 11 back of Charles's shoulder. 12 A. I don't know if he used the other one 13 to pull him, but I remember this one pushing 14 down on his left shoulder. 15 Q. Okay. So how many feet forward does 16 Charles -- or to the side does Charles move 17 to get to the squad car? 18 A. It's really not that far. Like 19 everything is really close distance. Nothing 20 is really far away from each other. 21 Q. Well, I thought the squad car was three 22 to five feet? 23 A. Like three feet, yes. 24 Q. Okay. And Charles moved farther,</p> <p style="text-align: right;">100</p>

<p>1 couple steps farther. So would it be fair 2 to say that Charles had to be moved three to 3 five feet in order to get on the front of the -- 4 on the hood of the squad? 5 A. To get on -- they were standing -- they 6 weren't standing directly in front of my car 7 anymore. They were standing in front of the 8 squad car. 9 It's like -- remember I was saying that 10 the squad car was like three feet away from my 11 car? They were closer to the squad car than my 12 car. Not like they were standing right in front 13 of my car and they were trying to push him from 14 my car. They were standing like directly in 15 front of the squad car, if you can understand 16 what I'm saying. 17 Q. Okay. So what do you see happen to 18 Charles's body as the officer continues to 19 try and push him towards the squad car? 20 A. Like I say, he was moving. Once he got 21 him, he did actually get him on the squad car. 22 Q. How did he -- can you describe the 23 position of Charles's body in relation to the 24 squad car?</p> <p style="text-align: right;">101</p>	<p>1 A. Yes. 2 Q. Right front quarter panel of the car? 3 A. Yes. 4 Q. Now, did Charles's chest actually touch 5 the hood of the car? 6 A. I don't know if he actually touched 7 the hood, but I know he bent over onto the car. 8 Q. What did you see Charles do with his 9 hands? 10 A. They were on the car. 11 Q. So he put his hands on the hood of the 12 car? 13 A. Yes. 14 Q. Of the squad car. 15 A. Right. 16 Q. Okay. What did Charles do at that 17 point in time? 18 A. That's when I guess the officer was 19 trying to pat him or something like that. 20 Q. Do a frisk? 21 A. Yes. 22 Q. What specifically did you see the 23 officer do? 24 A. I just saw him doing this (indicating).</p> <p style="text-align: right;">103</p>
<p>1 A. This is the hood (indicating). He's 2 leaned over. The squad car is facing this way. 3 He is leaned over on the hood, on the very edge 4 of the hood, on the right side of the car. 5 Q. Right side of the car. Now, if I use 6 the term "front quarter panel," do you know what 7 I'm talking about? 8 A. Yes. 9 Q. Okay. There is a wheel well there with 10 a front tire, and there is a portion of the 11 right side of the car called the right quarter 12 panel, right? 13 A. Okay. 14 Q. Where is Charles's body in relation to 15 that right front tire? 16 A. Meaning is it behind it, in front of 17 it, directly in front of it? 18 Q. Right. When he gets pushed onto the 19 hood of the squad. 20 A. Little bit before. It's almost like 21 the corner of the car that he got -- front right 22 corner of the car that he got pushed onto. 23 Q. So it would be between the right 24 front tire and the right bumper on the right?</p> <p style="text-align: right;">102</p>	<p>1 Q. When you say "doing this," you are 2 tapping your side? 3 A. Patting, patting. I'm sorry, patting. 4 Q. You saw him patting down his clothing 5 like he was searching for weapons, right? 6 A. Right. 7 Q. Okay. What's the next thing you see 8 happen after the officer starts patting him down 9 for weapons? 10 A. He was patting, and then Charles popped 11 up and was like, "What are you doing?" 12 Q. When you say "Charles popped up," what 13 specifically did he do? 14 A. Like this (indicating). It was like, 15 "What are you doing?" 16 Q. So Charles pushed up from the hood 17 of the car? You said he had his hands in front 18 of his chest now? 19 A. He's like, "What are you doing?" 20 Q. He said, "What are you doing?" to the 21 officer? 22 A. Yes. 23 Q. And what's the position of the officer 24 when Charles does this?</p> <p style="text-align: right;">104</p>

1 A. He was behind him.
 2 Q. Behind him? Was he still hunched over
 3 patting down his legs looking for a weapon?
 4 A. I don't -- I want to say he was,
 5 but I'm not absolutely sure.
 6 Q. Okay.
 7 A. Because I think he did something,
 8 and it made Charles pop up because he was
 9 patting him. I remember him patting him,
 10 and the next thing I remember is Charles
 11 popped up and was like, "What are you doing?"
 12 Q. When the officer -- when an officer
 13 pats someone down, they typically go down the
 14 leg, which means they have to hunch over to do
 15 it or they have to go down to a knee to do it,
 16 right?
 17 A. He didn't get down all the way that
 18 far.
 19 Q. Okay. But did you see the officer
 20 hunch over to pat him down as you described it
 21 for us?
 22 A. Yes.
 23 Q. So then while the officer is still
 24 patting him down hunched over, Charles stands

105

1 up and says, "What are you doing," right?
 2 A. Yeh.
 3 Q. What did the black officer who was
 4 patting him down do?
 5 A. He said something that I don't recall
 6 what he said, and then -- he said something.
 7 Then Charles said something. I really don't
 8 recall what they said.
 9 They said something to each other, and
 10 then that's when I saw the other officer hit
 11 him in the side with whatever he hit him with.
 12 Q. Okay. And you didn't see it?
 13 A. I just saw him get hit with something
 14 in the side.
 15 Q. Okay. Which side of Charles's body did
 16 he get hit on?
 17 A. On the right side.
 18 Q. The right side?
 19 A. Yes. That was the other officer who
 20 hit him, not the black one.
 21 Q. Okay. Where on Charles's body did he
 22 get hit?
 23 A. On right -- I don't know what area you
 24 want to call this (indicating).

106

1 Q. Kind of like the rib area?
 2 A. Yes.
 3 Q. Where my love handles would be?
 4 A. Yeh.
 5 Q. Okay. So when Charles was hit with
 6 this object that he later told you was a billy
 7 club, what happened?
 8 A. He dropped to his knees.
 9 Q. He went down to both of his knees?
 10 A. I mean, I couldn't really see.
 11 Remember, I'm still in the car? So I couldn't
 12 really see if it was both of his knees. All I
 13 could see is the top of his head.
 14 Q. Okay. Do you hear the officer say
 15 anything?
 16 A. He said something about him messing
 17 up something, some article of clothing on him.
 18 Q. Who said that?
 19 A. The officer, the black officer. That's
 20 why I never understood what he was talking
 21 about.
 22 Q. The black officer said something about
 23 messing up his clothes?
 24 A. I think I want to say his shoes.

107

1 Q. Okay. So how long is Charles down on
 2 his knees?
 3 A. Couple seconds because after that
 4 he goes all the way down, and I don't see his
 5 head -- I can't really see his head anymore.
 6 Q. Okay. You see Charles goes down?
 7 A. Yes.
 8 Q. What do you see happen? You see
 9 his head go down towards the ground?
 10 A. Yeh.
 11 Q. Does either officer do anything before
 12 his head goes down to the ground?
 13 A. I couldn't see if they did anything
 14 like with his feet before. I couldn't see.
 15 All I saw is the top of Charles's head, and
 16 then I saw him -- I didn't see his head anymore.
 17 And then after that I just saw the
 18 officer raising his leg, lowering his leg,
 19 raising, lowering, raising, lowering, raising,
 20 lowering.
 21 Q. Okay. So you see Charles's head go
 22 down.
 23 A. Yeh.
 24 Q. Okay. And you see -- now, which

108

27 (Pages 105 to 108)

<p>1 officer was it, the black officer?</p> <p>2 A. Both of them.</p> <p>3 Q. Both officers.</p> <p>4 A. Yes.</p> <p>5 Q. You say their legs are going up?</p> <p>6 A. Yes. You just see this (indicating).</p> <p>7 You just see either going up and down or you see</p> <p>8 it swinging.</p> <p>9 Q. Okay. So what did you believe based</p> <p>10 on those observations that you saw that the</p> <p>11 officers were doing?</p> <p>12 A. Kicking.</p> <p>13 Q. So you saw both officers moving their</p> <p>14 legs in a manner that led you to believe they</p> <p>15 were kicking Charles.</p> <p>16 A. Yes.</p> <p>17 Q. Okay. Was Charles doing anything?</p> <p>18 A. He was screaming out, "I'm not</p> <p>19 resisting. Please stop kicking me." That's</p> <p>20 why I thought they were kicking him.</p> <p>21 Q. Okay. How many times did you see these</p> <p>22 officers move their legs in a fashion that was</p> <p>23 consistent with --</p> <p>24 A. I can't even count.</p> <p style="text-align: right;">109</p>	<p>1 actually see up to like maybe like right here</p> <p>2 (indicating) and actually see --</p> <p>3 Q. Indicating for the record what part of</p> <p>4 your legs could you see?</p> <p>5 A. Up to the knee.</p> <p>6 MR. KSIAZEK: Bottom of their knee?</p> <p>7 THE WITNESS: Yes.</p> <p>8 BY MR. PUISZIS:</p> <p>9 Q. So you could see their head down</p> <p>10 to about the bottom of their knees, right?</p> <p>11 A. Yes.</p> <p>12 Q. Could you see Charles?</p> <p>13 A. I couldn't see Charles.</p> <p>14 Q. Could you tell if Charles was face up</p> <p>15 or face down?</p> <p>16 A. I couldn't tell.</p> <p>17 Q. Okay. And for a couple of minutes</p> <p>18 you saw these officers moving their legs in</p> <p>19 a fashion that you believe they were kicking</p> <p>20 Charles?</p> <p>21 A. And Charles is screaming out, "Stop</p> <p>22 kicking me."</p> <p>23 Q. Did Charles ever tell you what part</p> <p>24 of his body was kicked?</p> <p style="text-align: right;">111</p>
<p>1 Q. I'm sorry?</p> <p>2 A. I can't even count. It was going on</p> <p>3 for -- before the other squad cars arrived.</p> <p>4 It was a few minutes.</p> <p>5 Q. So you saw these officers kicking him</p> <p>6 for several minutes?</p> <p>7 A. Yeh.</p> <p>8 Q. Okay. Was Charles doing anything other</p> <p>9 than saying, "I'm not resisting"?</p> <p>10 A. He just kept yelling out, "Stop kicking</p> <p>11 me. I'm not resisting. Stop kicking me. I'm</p> <p>12 not resisting." I went like this a little bit</p> <p>13 (indicating) because he's yelling out, "Stop</p> <p>14 kicking me. I'm not resisting."</p> <p>15 You can see I'm short, so I have to</p> <p>16 lift up to actually see. So I see them kicking</p> <p>17 him, and the next thing I know there is like</p> <p>18 four other cop cars that pull up.</p> <p>19 Q. Now, you said you lifted yourself up</p> <p>20 to see?</p> <p>21 A. Just a little bit. Just a little bit.</p> <p>22 Q. So when you lifted yourself up in the</p> <p>23 seat, tell us what you could see.</p> <p>24 A. I just saw more of their legs. I could</p> <p style="text-align: right;">110</p>	<p>1 A. He was saying -- he said his face got</p> <p>2 kicked a couple of times, and he said all of</p> <p>3 his (indicating) -- what is this region?</p> <p>4 MR. KSIAZEK: Chest?</p> <p>5 THE WITNESS: Chest, abdomen. Upper body.</p> <p>6 BY MR. PUISZIS:</p> <p>7 Q. Okay. Do you know -- and how long did</p> <p>8 this kicking go on for, about?</p> <p>9 A. Just with them two?</p> <p>10 Q. Yeh.</p> <p>11 A. I want to say like two minutes, two,</p> <p>12 three minutes.</p> <p>13 Q. Two to three minutes?</p> <p>14 A. Yeh.</p> <p>15 Q. Okay. And where was Steven and Kenneth</p> <p>16 during this time frame?</p> <p>17 A. They -- I am not exactly sure when</p> <p>18 they came out of the bank because I didn't get</p> <p>19 approached by Steven until way -- when they had</p> <p>20 already secured Charles and they were telling</p> <p>21 me to get out the car.</p> <p>22 So I'm not exactly sure when they were</p> <p>23 over because I was trying to pay attention to</p> <p>24 Charles and see what was happening. I'm not</p> <p style="text-align: right;">112</p>

1 exactly sure when they came out the bank.
 2 Q. Did they ever tell you when they came
 3 out of the bank?
 4 A. He was just saying -- Steven had said
 5 something like by the time he had glanced out --
 6 because that bank it's a window, and it's open
 7 glass, and he was like by the time he had
 8 glanced and saw them kicking, it was really
 9 nothing he could do about it. So then he came
 10 out like after -- after they had stopped --
 11 Q. Okay.
 12 A. -- I think he said.
 13 Q. Steven said he could see where Charles
 14 was being kicked by the officers when he was
 15 inside the Bank of America ATM.
 16 A. That's what he was saying, something
 17 like that.
 18 Q. That's what Steven told you.
 19 A. Yeh.
 20 Q. And when did Steven tell you that?
 21 A. He was saying something like that on
 22 the drive to go get -- to try to go get Charles.
 23 Q. Okay. So you said that the two
 24 officers from the University of Chicago kicked

113

1 Charles for what seemed to be like two or
 2 three minutes, and then some other officers
 3 arrived?
 4 A. Yes. I want to say approximately three
 5 or four more squad cars pulled up. They were
 6 both Chicago Police, then University of Chicago
 7 Police.
 8 Q. The University of Chicago Police
 9 officers' uniforms are the same as Chicago
 10 Police officers' uniforms, aren't they?
 11 A. For some reason I don't remember them
 12 being exactly the same.
 13 Q. Okay.
 14 A. Or it's like a badge is different,
 15 I think.
 16 Q. Okay. Where did the squad cars -- did
 17 they all come at one time or did they come at
 18 different times?
 19 A. It seemed like they came at one time
 20 because it went from one to five like instantly
 21 once they all -- I think they all came at the
 22 same time.
 23 Q. Would it be fair to say that Charles
 24 was not doing anything to these officers,

114

1 according to your testimony?
 2 A. When they were kicking him, no. He is
 3 just screaming out, "Stop kicking me."
 4 Q. Okay. Do you know why these two
 5 officers who had Charles on the ground were
 6 kicking him would call in for backup assistance
 7 or call that an officer needs assistance?
 8 A. I have no idea.
 9 Q. Did you see Charles wrestle with either
 10 of the officers at all?
 11 A. Besides what I told you about him
 12 moving away from them when they were trying
 13 to push him down to the car, that was about it.
 14 Q. Okay. Did you ever see Charles pick up
 15 one of the officers?
 16 A. No.
 17 Q. Charles is strong enough to pick up
 18 one of those officers, right, if he wanted to?
 19 A. If he wanted to.
 20 Q. Do you know what position Charles
 21 played when he played football?
 22 A. I don't know.
 23 Q. Okay. Now, you said how many squads
 24 showed up?

115

1 A. It was three to four.
 2 Q. Three to four squads. Where did they
 3 arrive?
 4 A. They were in the street behind us.
 5 Q. When you say "behind" you, towards the
 6 rear of your car?
 7 A. Yeh. They were all the way behind the
 8 car on the street.
 9 Q. Okay. And what happened when these
 10 three to four squads pulled up?
 11 A. Two of them hopped out of the
 12 university police. It was either two or three
 13 of them. Hopped out the university of police
 14 car and ran up to where the other two officers
 15 and Charles were and just immediately started
 16 kicking.
 17 Q. So two more University of Chicago
 18 officers, according to your testimony, ran up
 19 to Charles?
 20 A. And they ran up and just immediately
 21 started.
 22 Q. And they began kicking him?
 23 A. Yes.
 24 Q. Can you describe these next two

116

1 officers for me?
 2 A. I really couldn't see them because when
 3 I say they ran, they ran up, and then I couldn't
 4 really see their face because their head was
 5 down, and they just started kicking.
 6 Q. Okay. Could you see their legs moving?
 7 A. Yes.
 8 Q. Okay. Do you know if either of these
 9 officers were black?
 10 A. I really couldn't tell you.
 11 Q. Do you know if they were Hispanic?
 12 A. I could not tell you what. I never
 13 really got like a clear view of what they looked
 14 like.
 15 Q. But you knew they were from University
 16 of Chicago.
 17 A. Yes.
 18 Q. How did you know they were from the
 19 University of Chicago?
 20 A. When all the cars pulled up, them two
 21 hopped out of a Chicago -- they were like one
 22 of the -- if all four cars were pulling up, they
 23 were towards the front. They were in the front.
 24 I saw them when they hopped out the car because

117

1 one of them didn't even close the door all the
 2 way. They hopped out the car and started
 3 running.
 4 Q. Okay.
 5 A. Because you could hear the sirens when
 6 they came up, so I turned to see when the
 7 Chicago police and other university police came
 8 up. They hopped out the car.
 9 Q. The University of Chicago officers
 10 hopped out of their cars.
 11 A. Yes.
 12 Q. How many squads from the City of
 13 Chicago arrived on the scene?
 14 (WHEREUPON, there was a
 15 short interruption.)
 16 BY MR. PUISZIS:
 17 Q. Let me start over. How many City
 18 of Chicago squad cars pulled up?
 19 A. I believe two.
 20 Q. And did they pull up also behind your
 21 car?
 22 A. Yes.
 23 Q. Did you ever see any squads pull up
 24 from the other direction, from the direction

118

1 you were facing as you were sitting in the car?
 2 A. I don't recall.
 3 Q. Okay. So you told us that the two
 4 University of Chicago officers ran up to Charles
 5 and began kicking him. What did you see the
 6 City of Chicago officers do?
 7 A. They didn't really do anything. I know
 8 it was a City officer who talked to me after
 9 they got Charles up, after they got Charles
 10 off the ground.
 11 Q. Okay. How do you know it was City of
 12 Chicago squad cars?
 13 A. The cars are different.
 14 Q. Okay. Did they just sit in their squad
 15 cars?
 16 A. They got out, but they didn't really
 17 approach the scene until the University of
 18 Chicago had got Charles I guess in cuffs and
 19 off the ground.
 20 Q. How far from where Charles was located
 21 were these City of Chicago squads that you
 22 believe were City of Chicago squads located?
 23 A. They were like maybe two cars behind
 24 me, if you want to do it in distance of cars.

119

1 Q. And then how far were the University
 2 of Chicago squad cars parked?
 3 A. The one that I saw specifically was
 4 like a car behind me.
 5 Q. And was there two officers in that one
 6 University of Chicago squad car or only one?
 7 A. Two.
 8 Q. Two officers and one University of
 9 Chicago squad that you saw.
 10 A. Yes.
 11 Q. You saw one officer get out the
 12 driver's side and one get out the passenger's
 13 side, right?
 14 A. Yes.
 15 Q. And how long after these two additional
 16 University of Chicago officers arrived in a
 17 single squad car did they continue to kick
 18 Charles for?
 19 A. Probably another minute or two,
 20 two minutes.
 21 Q. Another minute or two.
 22 A. Two minutes.
 23 Q. Or two minutes?
 24 A. Yes.

120

30 (Pages 117 to 120)

<p>1 Q. So if we take the first two officers 2 were kicking Charles for two to three minutes, 3 right? And then these other two officers were 4 kicking him for about another two minutes. In 5 total the four University of Chicago officers 6 would have been kicking Charles for, what, 7 five minutes? 8 A. About five. 9 Q. And how frequently were they kicking 10 him? Was it like every chance they could? 11 A. Yeh. It was constant. 12 Q. Constant. So during the five minutes 13 that these four officers – I'm sorry, not four 14 completely, but during the five minutes that 15 Charles was being kicked, how many times would 16 you say he was kicked, hundreds? 17 A. I wouldn't even – it might have been. 18 I wouldn't even be able to guess. 19 Q. I take it Charles was just a mess after 20 this whole incident, wasn't he? 21 A. He was pretty banged up. His clothes 22 were ripped. We took pictures afterwards. 23 Q. Charles was all bruised up, right? 24 A. He was bruised, yes.</p> <p style="text-align: right;">121</p>	<p>1 went down, but I never saw it. 2 Q. When were they down? 3 A. I don't know. 4 Q. Okay. Did you ever see his underwear 5 pulled down? 6 A. No, but I know this was ripped 7 (indicating). 8 MR. KSIAZEK: The waist? 9 THE WITNESS: The zipper and the waist was 10 ripped. Zipper was broke, and this was ripped 11 (indicating). And shirt, there was a big rip in 12 his shirt, too. 13 BY MR. PUISZIS: 14 Q. Did you ever see Charles pull his pants 15 up? 16 A. No. 17 Q. Okay. 18 A. I didn't see anything with his pants. 19 Q. Did you ever see Charles kick any 20 University of Chicago officer? 21 A. No. 22 Q. Do you know how it was that three 23 University of Chicago officers were injured 24 in this incident?</p> <p style="text-align: right;">123</p>
<p>1 Q. Where was he bruised up? 2 A. His face, his arms. I had took him 3 to the hospital afterwards, too. He had 4 contusions, I forgot where, his ribs. 5 Q. He had contusions on his ribs? 6 A. I think it was on his ribs. He had 7 contusions somewhere. I can't remember where. 8 Q. Okay. Did he have bruises on his ribs? 9 A. I don't recall. 10 Q. Did he have any broken ribs? 11 A. No. I know there were no broken ribs. 12 I think it was contusions. And then he had 13 messed – he had – something was wrong with 14 his arm, too, like a bone in his arm. 15 Q. Okay. Let me ask you. Did you ever 16 see any University of Chicago officer pull 17 Charles's pants down during the course of this 18 incident? 19 A. I couldn't see that. 20 Q. You didn't see that? 21 A. I couldn't see that. 22 Q. You never saw Charles's pants go down, 23 right? 24 A. I couldn't see it, no. He told me they</p> <p style="text-align: right;">122</p>	<p>1 A. I have no idea. 2 Q. Did the University – were the 3 University of Chicago officers injured by 4 kicking Charles? 5 A. I wouldn't know. 6 Q. Did you see any of the University of 7 Chicago officers injure Charles when they were 8 kicking him? 9 I'm sorry. Did you see any of the 10 University of Chicago officers injure one of 11 their shoulders while they were kicking Charles? 12 A. No. 13 Q. Did you ever see Charles kicking a 14 University of Chicago officer in the face and 15 break his glasses? 16 A. No. 17 Q. Did you ever hear that a University 18 of Chicago officer's glasses were broken in 19 this incident? 20 A. No. 21 Q. So as far as you know, Charles didn't 22 do anything that would have injured any 23 University of Chicago officer. 24 A. No.</p> <p style="text-align: right;">124</p>

1 Q. Charles didn't do anything to resist
2 the officer's arrest, according to your
3 testimony, right?
4 A. Not that -- no.
5 MR. KSIAZEK: Got to speak up a little.
6 THE WITNESS: Okay. I'm sorry.
7 MR. KSIAZEK: That's a "no"?
8 THE WITNESS: No.
9 He was constantly yelling out, "I'm not
10 resisting."
11 BY MR. PUISZIS:
12 Q. Did you ever hear the University of
13 Chicago officers yell at him, "Stop resisting"?
14 A. Yes. He was saying, "I'm not
15 resisting. I'm not resisting. Stop kicking
16 me. I'm telling you I'm not resisting."
17 Q. So as the University of Chicago
18 officers were kicking him, they were also
19 yelling, "Stop resisting"?
20 A. Yes. Yes. They yelled it out once,
21 and he started yelling, "I'm not resisting. I'm
22 not resisting. Just stop kicking me. I'm not
23 resisting."
24 Q. Did you ever see three or four

125

1 University of Chicago officers on the ground
2 with Charles?
3 A. No.
4 Q. So after Charles was kicked for these
5 five minutes, what's the next thing that
6 happened?
7 A. I just remember seeing him. I don't
8 remember how exactly they got him up. They got
9 him up. He was in handcuffs. And they took him
10 over to the squad car.
11 Q. How did they pick him up?
12 A. I don't remember how they picked him
13 up. When they were going to pick him up, that's
14 when the officer had came over to tell me to get
15 out the car.
16 Q. What officer came over to you and asked
17 you to get out of the car?
18 A. It was a Chicago police officer.
19 Q. Okay. And what did you do when the
20 City of Chicago officer told you to get out of
21 the car?
22 A. I was getting up to get out of the car,
23 and I told him, "All my stuff is in my car."
24 Like my purse and stuff was in there. "I need

126

1 to get my purse and stuff."
2 He's like, "Well, you heard what I
3 said. Get out. We're trying to figure out
4 whose car this is."
5 And I was like, "I told him already
6 this is my car. I can show you the
7 registration," and things of that nature,
8 "if you want it." He was like, "You heard me.
9 Get out the car now." So I got out the car.
10 Q. Do you have any records about the sale
11 of the car?
12 A. I have them at home, yes.
13 Q. You do at home?
14 A. Yes.
15 Q. If we asked you to produce it
16 to Charles's attorney, could you do that?
17 A. Yes.
18 Q. Okay. So Charles gets handcuffed,
19 and he's picked up, and what happens to him?
20 He is brought to a squad car?
21 A. Yes.
22 Q. Did you see what kind of squad car
23 he went into?
24 A. I don't remember which one it was.

127

1 Q. Okay. And what happens to Charles
2 then?
3 A. They take him I guess to jail.
4 Q. Do you know where they took him to?
5 A. I don't remember --
6 Q. Okay.
7 A. -- because I know they took him one
8 place, and then they moved him because we
9 wanted to go try to find him to pick him up.
10 Q. Okay. Now, what did -- so the officer
11 told you to get out of the car. You eventually
12 got out of your car, right?
13 A. Yes.
14 Q. What happens after you got out of your
15 car?
16 A. They searched the car.
17 Q. Who searched the car?
18 A. The Chicago police officer who told me
19 to get out.
20 Q. And what happens then?
21 A. And then I was talking to my boyfriend,
22 well, my ex-boyfriend, because I was upset at
23 this time. And then he told us to go home.
24 Q. Who told you to go home?

128

1 A. The officer.
 2 Q. Which one?
 3 A. Chicago police officer.
 4 Q. Chicago police officers.
 5 Okay. You were talking to Steven
 6 Sinclair?
 7 A. Yes.
 8 Q. What were you staying to Steven, and
 9 what is he saying to you?
 10 A. I mean, he was telling me to calm down.
 11 I was crying. He was telling me to "calm down"
 12 and "everything is going to be okay," and I am
 13 like, "I was trying to just get my stuff out the
 14 car."
 15 Because the guy who was -- he was
 16 yelling, and he's like, "Just get out the car
 17 now." I was like, "I want my stuff." He is
 18 like, "Calm down. Everything is going to be
 19 okay." You know, "Let them do whatever they
 20 want to do because we don't want any more
 21 issues." So they tore up the car searching
 22 the car, and they said we can go home.
 23 Q. Okay. And did you go home?
 24 A. No.

129

1 Q. Where did you go?
 2 A. We went to go try to find where Charles
 3 was at.
 4 Q. Okay. How did you know to go look for
 5 Charles?
 6 A. My ex had asked one of the officers
 7 if we wanted to find him or where was he being
 8 taken to, and how could we find him. And so
 9 they told him. Then we called up his girlfriend
 10 and found his girlfriend, and then we tried to
 11 find him.
 12 Q. Okay. You called Alicia?
 13 A. Yes.
 14 Q. Who called Alicia?
 15 A. It was either me or Steven. I don't
 16 remember.
 17 Q. Do you remember what you or Steven
 18 said to Alicia and what she said in response?
 19 A. We just told him that Charles just got
 20 arrested for no reason, and we're trying to find
 21 out where he's at. She told us that she was
 22 going to call her dad and call us back.
 23 Q. Okay. And did she call you back?
 24 A. Yes.

130

1 Q. And what did she say to you or what did
 2 you say to her?
 3 A. She told us to meet her father. Her
 4 father was either a detective, an officer. I
 5 can't remember what he was.
 6 Q. And where did you go next?
 7 A. We went to the station that they
 8 originally -- I don't remember what station it
 9 was, but the station they originally told us
 10 that he was going to be at, we went there,
 11 and they told us that they moved him.
 12 Q. And was Alicia's father there?
 13 A. Yes. He met us there.
 14 Q. What's his name?
 15 A. I do not recall at all what's his first
 16 name.
 17 Q. And did he do the talking or did one
 18 of you guys do the talking?
 19 A. He did the talking, I believe.
 20 Q. What do you remember him saying?
 21 A. He was just asking him where was he
 22 at, what exactly was he being arrested for and
 23 what did he -- I don't know if he had bail or
 24 something like -- he was asking him just simple

131

1 question.
 2 Q. Okay. And by the way, did you ever get
 3 the horn fixed?
 4 A. Eventually I did.
 5 Q. How long after this incident did you
 6 get the horn fixed?
 7 A. Maybe a couple weeks.
 8 Q. Who fixed your horn?
 9 A. I don't remember the guy's name, but
 10 some guy that Steven knew because at Circuit
 11 City they have a place where they install car
 12 radios and do stuff like that. He said the guy
 13 up there knows how to work with electric systems
 14 in cars, so I let him do it.
 15 (WHEREUPON, there was a
 16 short interruption.)
 17 BY MR. PUISZIS:
 18 Q. So did you go to another police station
 19 then?
 20 A. Yes.
 21 Q. By the way, were you driving or was
 22 Steven driving?
 23 A. Pretty sure Steven was driving because
 24 I was too disoriented to drive.

132

<p>1 Q. Do you remember where you went after 2 the first police station? 3 A. We went to the other station, and they 4 told us that he couldn't be released until 5 whatever time it was. 6 Q. And did Mr. Robinson do the speaking 7 again? 8 A. No. He wasn't with us when we went to 9 the other station. 10 Q. What did he do after he went to the 11 first station? 12 A. We stepped outside, you know, and he 13 asked us what happened. He asked me for my 14 I.D., for my license, and then my registration 15 and stuff like that. 16 Q. Why did he ask you for that? 17 A. Because he was saying when he was 18 asking the people about what happened inside, 19 they were talking about stolen car, so he asked 20 me for my license and my registration number and 21 my license plate number. 22 Q. Besides asking for your license and 23 registration, did he have any other conversation 24 with you?</p> <p style="text-align: right;">133</p>	<p>1 A. It was me, Steven, and I think Kenny 2 was still in the car. I don't remember Kenny 3 being there when we went to the second station, 4 but the first one I do. 5 Q. Okay. And who went into the police 6 station? 7 A. We all did. 8 Q. All three of you did. 9 A. Yes. 10 Q. Okay. Did you have any conversation, 11 the three of you, about the incident on the way 12 to the first police station? 13 A. Yes. 14 Q. Was this while you were in the car? 15 A. Yes. 16 Q. Okay. Please tell us as best you can 17 recall what you or Steven or Kenny said about 18 the incident and who said what. 19 A. Like I told you before, that's when 20 Steven had said something about seeing what 21 was going on from the window or from inside 22 the ATM, and by that time he couldn't do 23 anything, anyway. So he waited to come out. 24 And then he said when he came out, they</p> <p style="text-align: right;">135</p>
<p>1 A. He just told us what we needed to do 2 to get Charles out, and he just asked us, just 3 making sure we didn't see Charles hit or touch 4 the officer. 5 And then he said he was going to call 6 us, keep in contact with us, but I don't think 7 I ever talked to him after that, though. 8 Q. Mr. Robinson doesn't have any personal 9 knowledge of what happened at the scene that 10 night, right? 11 A. Uh-uh. 12 Q. Is that a "no"? 13 A. Sorry. No. 14 Q. Okay. So you went to another police 15 station then? 16 A. Yes. 17 Q. What happened when you got to the other 18 police station? 19 A. They told us that he couldn't get out 20 until - I forgot what time in the morning it 21 was. 22 Q. Okay. I'm sorry. If I asked this 23 already, I apologize. When you went to the 24 first station, who was in the car?</p> <p style="text-align: right;">134</p>	<p>1 had already had him, I guess. And he came over 2 to me, and that's when they were trying to 3 get - that's when they were telling me to get 4 out the car. 5 Q. Okay. Did you have any other 6 conversation with Steven or Kenny on the way 7 to the first police station other than that? 8 A. Not really. They two were basically 9 trying to say what they saw. 10 Q. Did Kenny say what he saw? 11 A. I don't even recall what Kenny said. 12 Q. Okay. Now, after you had that 13 conversation and you went to the police station, 14 did you have any further conversation with 15 Steven or Kenny about this incident that night? 16 A. Not that I remember. Not outside the 17 first initial on the first drive to the first 18 station. 19 Q. Okay. Now, the three of you went to 20 the first police station. You were told he was 21 at a different police station. Who then went to 22 the second police station? 23 A. Me and Steven. 24 Q. What happened to Kenny?</p> <p style="text-align: right;">136</p>

1 A. He got Alicia's dad to drop him off at
2 home because I think he had to work -- I think
3 he had to do something in the morning. Might
4 have been work.
5 Q. So it was just you and Steven went
6 to the station, the second station?
7 A. Yeh.
8 Q. What happened when you got to the
9 second station? Did you have to wait for a
10 while?
11 A. Yeh. I stayed in the car. Steven had
12 went in.
13 Q. And how long was Steven inside the
14 station for?
15 A. Maybe like 15 minutes.
16 Q. And what happened after 15 minutes?
17 A. He came back and said that they can
18 release him -- I couldn't remember the time,
19 until what time. Later on that morning.
20 Q. So what did you and Steven do?
21 A. We left.
22 Q. Where did you go?
23 A. Went home.
24 Q. Dropped Steven off?

137

1 A. Yes.
2 Q. And then you drove home from Steven's
3 house?
4 A. Yes.
5 Q. And what did you do after you got home?
6 A. Went to sleep for a little bit.
7 Q. Okay. After you slept, what happened?
8 A. I went to -- I didn't pick him up. I
9 just remember I took him to the hospital once
10 he came out.
11 Q. Took who to the hospital?
12 A. Charles. Me, Charles and his mom.
13 Q. Why did you take Charles to the
14 hospital?
15 A. Because there nobody else have a car to
16 drive him.
17 Q. How did you know to take Charles to
18 the hospital or how did you know --
19 A. He asked me. He called me and asked me
20 to get him and take him to the hospital and told
21 me to bring my camera so I could take pictures.
22 Q. How did he know that you had a camera?
23 A. Because I always -- usually always --
24 I had my camera with me in my purse. I always

138

1 have my camera with me.
2 Q. And you didn't take any pictures of
3 this incident.
4 A. No. I was not thinking at that time.
5 Q. I'm sorry?
6 A. I wasn't thinking about my camera at
7 the time.
8 Q. Okay. So do you recall what time it
9 was that Charles called you?
10 A. I don't recall at all, sometime in the
11 morning.
12 Q. Did he say anything to you other than
13 asking you to come and take him to the hospital
14 and bring your camera?
15 A. That's all. He was just like, "Can you
16 come? I want to take some pictures. Bring your
17 camera, and then I want to go to the hospital."
18 Q. So you then drove to his house?
19 A. Yes.
20 Q. Did you take pictures before you went
21 to the hospital or before you went to the
22 hospital?
23 A. Before.
24 Q. How many pictures did you take?

139

1 A. It was a lot, between -- it was
2 probably like between 40 and 50.
3 Q. Okay. And you were taking these photos
4 for what reason?
5 A. He said he wanted to keep them.
6 He wanted pictures of his injuries.
7 Q. Okay. So you were taking photos
8 of his body to show his injuries, right?
9 A. I took some of them. He took some of
10 them, yes.
11 Q. Now, he took his shirt off at some
12 point for some of these photos, right?
13 A. Yes.
14 Q. What did you see on his body when he
15 took his shirt off? Did you see any bruises?
16 A. I don't remember if I saw bruises on
17 his body. I want to say that there was some
18 like on his back and on his shoulder. I mean
19 not on his shoulder, but on his side. I
20 remember some on his back, but I don't remember
21 if there was any like on his shoulder -- I mean
22 his chest or his abdomen area.
23 Q. Did you take any photos of his back and
24 his side?

140

35 (Pages 137 to 140)

1 A. I took photos of his back, yes.
 2 Q. Okay. And any photos of his injuries?
 3 A. He had bruises on his face. We took
 4 pictures of that. He had bruises all up and
 5 down his arm, so we took pictures of that.
 6 His shirt was ripped, and I told you
 7 his pants and his zipper, that was ripped. We
 8 took pictures of that.
 9 Q. Did you see Charles do anything that
 10 would cause any injuries to the University of
 11 Chicago officers?
 12 A. No.
 13 MR. PUISZIS: Let me stop for two minutes.
 14 I'm going to go up to the fifth floor. I have
 15 to take the elevator because they're doing some
 16 work on the internal stair.
 17 (WHEREUPON, a short recess
 18 was taken.)
 19 BY MR. PUISZIS:
 20 Q. Ashley, by the way, how tall are you,
 21 just so I know?
 22 A. Four-eleven.
 23 MR. KSIAZEK: Is that on or off the record?
 24 MR. PUISZIS: On the record.

141

1 BY MR. PUISZIS:
 2 Q. Do you know if Charles had any money
 3 that night?
 4 A. I don't know.
 5 Q. Okay. What hospital did you take
 6 Charles to?
 7 A. I don't remember.
 8 Q. Do you know if Charles should have
 9 been working the day photographs of him were
 10 taken?
 11 A. I don't know if he had to work or not.
 12 Q. Did you see Charles limping around at
 13 all?
 14 A. I don't think he was limping.
 15 Q. Well, with the beatdown he got from
 16 the officers from the University of Chicago,
 17 he must have had some problems moving, right?
 18 A. He just said he was really sore.
 19 I remember he was saying he was sore.
 20 Q. Okay. When did he say he was really
 21 sore?
 22 A. When I saw him when I came to -- with
 23 the camera to take him to the hospital.
 24 Q. Okay. Now, did you have any other

142

1 conversations with Charles that day when you
 2 took him to the hospital?
 3 A. While we were in the waiting room in
 4 the ER, we were talking a little bit.
 5 Q. What do you remember talking to
 6 Charles about in the waiting room of the ER?
 7 A. I was just -- he was just telling me
 8 what was wrong or what he thought was wrong with
 9 him and that he was telling me -- because when I
 10 told you before I couldn't really see how he was
 11 on the ground, he was just telling me he was
 12 like on the ground, and he was trying to protect
 13 his body from the hits or from the kicks and
 14 that he was -- he asked me did I hear him
 15 yelling out, you know, "I'm not resisting. Stop
 16 kicking me. I can't breathe. I can't breathe."
 17 I told him, "Yeh. I heard that." And that was
 18 pretty much it.
 19 Q. Okay. Did you see him have any
 20 problems moving his arms?
 21 A. Right -- one of his arms. That's what
 22 I was trying to tell you before. It's like
 23 forearm. Something was wrong with it.
 24 Q. How long was he in the emergency room

143

1 for?
 2 A. Well, we were waiting for a couple
 3 hours, but he was actually in there maybe like
 4 30 minutes.
 5 Q. So he was actually examined, 30 minutes
 6 later he was released.
 7 A. Yes.
 8 Q. Okay. Do you know what they did for
 9 him in the emergency room?
 10 A. I don't know.
 11 Q. Do you know if Charles planned to sue
 12 at that point in time?
 13 A. I believe he said that he was
 14 interested.
 15 Q. In suing?
 16 A. Yes.
 17 Q. So before Charles went to the emergency
 18 room, he said --
 19 A. No, after. After. After emergency
 20 when we were getting ready to leave.
 21 Q. So in the emergency room while you
 22 were getting ready to leave, Charles said
 23 he was interested in filing a lawsuit.
 24 A. Yes.

144

36 (Pages 141 to 144)

1 MR. PUISZIS: Okay. Can we mark this as
2 Glover Deposition Exhibit 1 for identification
3 purposes, please?

4 (WHEREUPON, Glover Deposition
5 Exhibit No. 1 was marked for
6 identification.)

7 BY MR. PUISZIS:

8 Q. Ashley, I'm going to show you and
9 Charles's attorney a photograph of Charles
10 that was taken at the Chicago police station
11 the night of the incident. Take a look at that,
12 please.

13 A. Uh-huh.

14 Q. Does that photograph truly and
15 accurately depict Charles's condition following
16 this incident where he was kicked for five
17 minutes by four officers from the University of
18 Chicago?

19 A. I mean, you really can't see anything
20 on him, but I guess.

21 Q. My question was does that photograph
22 truly and accurately depict how he looked
23 following the incident as you've described it?

24 A. Yes. I guess. Yes.

145

1 to the emergency room or that Charles took of
2 himself?

3 A. Yes. They were in his bathroom.

4 Q. Do those photographs truly and
5 accurately depict Charles's condition as it
6 existed on the day following this incident
7 before you went to the emergency room?

8 A. Yes.

9 MR. PUISZIS: Why don't we mark this as
10 Glover Deposition Exhibit 2 for identification
11 purposes, please.

12 (WHEREUPON, Glover Deposition
13 Exhibit No. 2 was marked for
14 identification.)

15 BY MR. PUISZIS:

16 Q. Is that another photograph -- for the
17 record is that another photograph you took of
18 Charles or that Charles took of himself on
19 the day of the incident following --

20 A. Yes.

21 Q. -- following this occurrence before
22 you went to the emergency room?

23 A. Yes.

24 Q. Does that photograph truly and

147

1 Q. I'm going to show you -- oh, by the
2 way, I asked you, but I don't know if you
3 answered the question. Do you remember what
4 emergency room you took him to?

5 A. I don't remember which one it was.

6 Q. Okay. Do you know why you went to the
7 one particular emergency room versus another?

8 A. No. That was just -- that was just
9 the one he told me to take, and I don't think
10 it was that far from his house.

11 Q. Okay. Do you know if he had a family
12 physician or anything?

13 A. I don't think he did.

14 Q. Okay. I'm going to show you four
15 photos that were previously marked at Charles's
16 deposition. These were marked Charles Boyle
17 Deposition Exhibits 1, 2, 3 and 4. Would you
18 please take a look at those photographs?

19 A. Um-um.

20 Q. Do those photos truly and accurately
21 depict the condition of Charles -- let me stop
22 you. Withdraw the question and rephrase it.

23 Are those four photographs four of the
24 photographs you took of Charles before he went

146

1 accurately depict Charles's condition as it
2 existed at the time the photograph was taken?

3 A. Yes.

4 Q. Do you see any marks or bruises or
5 anything on Charles's face?

6 A. That (indicating) and bruise on the
7 side of his face.

8 MR. PUISZIS: Okay. Let me mark this as a
9 deposition exhibit.

10 (WHEREUPON, Glover Deposition
11 Exhibit No. 3 was marked for
12 identification.)

13 BY MR. PUISZIS:

14 Q. Is that another photograph of Charles
15 that you took or that was taken of him before
16 he went to the emergency room?

17 A. Yes.

18 Q. Does that photograph truly and
19 accurately depict Charles's condition as
20 it existed following this incident?

21 A. Yes. Yes.

22 Q. Okay. Now, you told us about the
23 conversation you had with Charles in the
24 emergency room. Did you have any other

148

<p>1 conversations with him about the incident at 2 any time since then?</p> <p>3 A. I think maybe right before the criminal 4 case, but it was more so with his lawyer, but he 5 was there.</p> <p>6 Q. So you had a conversation with Charles 7 and his attorney?</p> <p>8 A. Yes.</p> <p>9 Q. Okay. What did you say to the 10 attorney, and what was said to you?</p> <p>11 A. He just asked me just to summarize what 12 happened, and he just told me when I go in, just 13 make sure I understand the question fully, and, 14 you know, tell them what I told him is pretty 15 much it.</p> <p>16 Q. Okay. Did you talk to Charles about 17 what happened?</p> <p>18 A. Like I said, I talked to him and talked 19 to him and his lawyer.</p> <p>20 Q. Okay. Did you hear Charles say 21 anything about what happened?</p> <p>22 A. He told me -- well, we were in the 23 hospital or in the emergency room. I told 24 you we were having the conversation because I</p> <p style="text-align: right;">149</p>	<p>1 A. I couldn't really see it. All I knew, 2 it was black, and I saw a thrust motion to his 3 side, and I saw Charles jerk and go to his knee.</p> <p>4 Q. Can you describe how large this black 5 object was?</p> <p>6 A. I couldn't really see it because 7 however they were holding it, I guess the guy -- 8 I saw his right hand, so I couldn't see it 9 against his body. So I just saw the end of 10 it. It was black, and it poked him in the side.</p> <p>11 Q. And was this -- that was the Hispanic 12 officer, right?</p> <p>13 A. Yeh.</p> <p>14 Q. I'm sorry if I asked this already. I 15 apologize. When is the last time you saw 16 Charles?</p> <p>17 A. Over the summer.</p> <p>18 Q. Over the summer?</p> <p>19 A. Yeh.</p> <p>20 MR. PUISZIS: I don't have anything else 21 right now.</p> <p>22 EXAMINATION</p> <p>23 BY MS. GIBBONS:</p> <p>24 Q. I just have a handful of questions. I</p> <p style="text-align: right;">151</p>
<p>1 couldn't really see everything. And that's when 2 he told me that it was a billy club that he got 3 hit with because I told him I saw him get hit in 4 the side with something, and I told him he got 5 tasered, and he was like, "No. It was a billy 6 club."</p> <p>7 Q. So you told him you thought he had been 8 tasered, and he said, no, he was hit by a billy 9 club.</p> <p>10 A. Yes. That's when he dropped down, and 11 one of them had kicked him, and that's why he 12 fell. And then he was like they started kicking 13 him, and he asked me did I hear him yelling out 14 what he was yelling out, and I told him yes.</p> <p>15 He was like, "I couldn't breathe, so I 16 told him to stop kicking me because I couldn't 17 breathe." And next thing he knew it was four of 18 them kicking him, and they got him up, and they 19 arrested him.</p> <p>20 Q. Now, did you take a photograph of the 21 side of him where he got hit by the billy club?</p> <p>22 A. I don't remember.</p> <p>23 Q. Can you describe the object that you 24 saw him get hit with?</p> <p style="text-align: right;">150</p>	<p>1 just want to go back to the incident itself and 2 talk about when exactly you first saw the 3 Chicago police officers and your interactions 4 with them.</p> <p>5 A. Okay.</p> <p>6 Q. So from what I remember what you 7 previously testified to, Charles was still 8 struggling with the two University of Chicago 9 police officers when three or four squad cars 10 all kind of came up at the same time?</p> <p>11 A. Yes.</p> <p>12 Q. And how many of the squad cars were 13 behind you?</p> <p>14 A. Like I think there were like three 15 behind me.</p> <p>16 Q. And were there any in front of you 17 in your line of sight?</p> <p>18 A. I don't remember at all. I just 19 remember the ones behind me because when I heard 20 the sirens, you know, I turned back around, and 21 I saw them pulling up. So I don't remember 22 if -- it could have been some that came this 23 way, but I really don't remember.</p> <p>24 Q. And the three or so that came from</p> <p style="text-align: right;">152</p>

1 behind, do you recall how many were University
2 of Chicago?
3 A. I think there were two.
4 Q. And can you remember what order they
5 came in? I'm just trying to figure out like how
6 they were parked.
7 A. I remember the university ones being in
8 the front.
9 Q. Okay. And the Chicago?
10 A. Being behind them.
11 Q. Okay. And you don't recall that the
12 Chicago police officers got out of their car
13 at that point in time, did they?
14 A. I believe they got out their car, but
15 they didn't like approach like where the scene
16 was happening with the university police and
17 Charles when they -- like they could have got
18 out the car, but they didn't come up to the
19 scene.
20 Q. Were they standing near their car?
21 A. Yes.
22 Q. So they were standing behind basically
23 your car and the two other University of Chicago
24 police cars?

153

1 A. Yes.
2 Q. Can you approximate about how many car
3 lengths you believe they were back, to the best
4 that you can?
5 A. Maybe two or three.
6 Q. And do you recall how many Chicago
7 police officers you saw in the scene at any
8 point in time?
9 A. It was no more than like three or four.
10 Might have been four. I don't remember. I know
11 it was way more university cops than it was
12 Chicago police officers.
13 Q. Now, the one squad car you do recall
14 seeing from the City of Chicago, how many
15 officers were in that squad car?
16 A. I think there were two.
17 Q. Was it one of those officers who came
18 and spoke to you?
19 A. I believe so.
20 Q. Can you describe that officer for me?
21 A. I just remember him being black. I
22 don't remember what he looked like or anything
23 like that. I really don't recall. I just know
24 he was yelling at me to get out the car, and I'm

154

1 like, "I want to get my stuff." I don't
2 really -- I wasn't really like looking at his
3 face.
4 Q. And you mentioned that the Chicago
5 police officer searched your car?
6 A. Yes.
7 Q. Now, was it that officer who spoke to
8 you?
9 A. It was him and another officer.
10 Q. Did you see what direction these
11 officers approached your car from?
12 A. It was from behind, but I don't know
13 what side of the vehicle it was.
14 Q. Did you have any other conversations
15 with any City of Chicago police officers?
16 A. Not outside of them with the car,
17 and I was trying to tell them the registration.
18 Outside of that and registration of the car I
19 didn't really talk to them. Steven had spoken
20 to them after that.
21 Q. How do you know that?
22 A. Because he walked over to one of the
23 cops to ask them about Charles and stuff like
24 that.

155

1 Q. Where did this take place, on the side
2 of the street where your car was parked?
3 A. Yes.
4 Q. Okay. In front of your car or behind
5 your car?
6 A. It was -- my car is parked. It was
7 on the sidewalk he was talking to them on.
8 Q. Now, were these the same officers who
9 searched your car and spoke to you and told you
10 to get out of your car?
11 A. I don't recall -- I'm sorry.
12 Q. That's okay.
13 A. I don't recall if it was the same
14 officer.
15 Q. Do you recall seeing any Chicago police
16 officers wearing a white shirt?
17 A. I don't recall.
18 Q. Just going back when you first -- when
19 the car first pulled over to the curb, did you
20 have to pop the hood to like unlatch it?
21 A. Yes.
22 Q. Did you pop the hood or did Steven?
23 A. I popped the hood. I reached over and
24 popped the hood.

156

1 Q. Now, during this whole incident when
2 Charles is interacting with the University of
3 Chicago police officers, what are you doing?
4 Are you upset? Are you crying? At one point
5 you mentioned you were crying.
6 A. When I got out the car -- when I was
7 in the car, I was just scared. So I was kind
8 of like, I don't know, I'm just trying to pay
9 attention to what's going on. I'm not really
10 thinking.
11 I didn't start thinking until the cop
12 came and told me to get out the car, and that's
13 when like everything hit me, and I just started
14 crying, and I got real upset like once I kind
15 of snapped back into it and the cop came over.
16 So I was fine until he came over and was yelling
17 at me to get out of the car.
18 Q. Were you hyperventilating or anything
19 while you were inside the car or outside the
20 car?
21 A. I could have been outside the car.
22 Q. But not that you recall when you were
23 inside the car.
24 A. No.

157

1 Q. In the Sebring, in the front seat, do
2 they have headrests that you can move up and
3 down or is it like a one piece seat?
4 A. You can move it up and down.
5 Q. Do you recall if it was up or down?
6 A. I don't recall.
7 Q. On the passenger's side or driver's
8 side?
9 A. I don't remember at all.
10 Q. Has Charles spoken to you about how
11 he feels after this interaction?
12 A. Just period or regards to --
13 Q. Just emotionally or how he feels
14 about -- how it's affected him?
15 A. Afterwards -- I know he was upset, and
16 he just kind of felt like it happened to him for
17 no reason. So he was kind of upset about that,
18 like he was, "I understand if I was out here,
19 you know, being unproductive and I'm doing --
20 you know, I'm out here actually doing wrong,
21 but I didn't do anything for this to happen."
22 Pretty much all he said about it.
23 Q. Has he -- did he ever mention anything
24 about seeking counseling in any way?

158

1 A. Not that I know of.
2 Q. Did you suggest that maybe he should
3 seek counseling?
4 A. No.
5 Q. The other CPD officers, Chicago police
6 officers that you saw on the scene, do you
7 recall what race they were? You mentioned that
8 there was the one black officer. Do you recall
9 anything about the other guys?
10 A. No.
11 Q. Were they all guys? Were there any
12 women?
13 A. I don't recall any women. Wait. Was
14 there a woman? I just recall guys because I
15 remember only had interaction with the one. So
16 that's the only guy I kind of recall, and I
17 remember him being black, but that's the only
18 person I really had interaction with. So I
19 didn't really pay attention.
20 I just know there's two people
21 searching my car, and one of them I interacted
22 with, and the rest of them I don't remember.
23 MS. GIBBONS: I have nothing further.
24 MR. KSIAZEK: I just have a few questions.

159

1 EXAMINATION
2 BY MR. KSIAZEK:
3 Q. Okay. When you said that the car
4 pulled to the side street and parked, can you
5 describe how it parked?
6 A. Just pulled in. It's along the side
7 of the street. Didn't have to like parallel or
8 anything. Just pulled in and parked the car.
9 Q. Do you know if the car actually hit
10 the curb?
11 A. Not that I recall.
12 Q. Did you feel the car shake at all?
13 A. No.
14 Q. Was the steering stuck at any point
15 when you were driving down 53rd Street before
16 you parked?
17 A. No.
18 Q. Have you ever had any problems with
19 the steering on that vehicle?
20 A. No.
21 Q. Do you recall the black officer from
22 the University of Chicago who you said you
23 first saw, do you recall him wearing glasses?
24 A. I don't remember if he wore glasses.

160

40 (Pages 157 to 160)

<p>1 Q. Now, when you said that Charles was 2 walking away, you said he stepped to his right 3 a few steps. Were the University of Chicago 4 officers' hands on Charles at that point when 5 he was trying to walk away? 6 A. Yes, because they were trying to push 7 him. 8 Q. So he took two steps to his right while 9 they were still trying to push him? 10 A. Yes. 11 Q. Do you know where their hands were 12 located on his body when he was trying to take 13 these – when he took these two steps to his 14 right? 15 A. They were somewhere on his upper 16 shoulder region. 17 Q. Now, when the University of Chicago 18 officers were patting Mr. Boyle down, do you 19 know how far they actually knelt down or bent 20 over to pat Charles down? 21 A. It wasn't that far. I don't know if 22 that helps. They didn't like get all the way 23 down to his ankles or his knees or anything. 24 Q. Did they get down to his waist, do you</p> <p style="text-align: right;">161</p>	<p>1 Q. Did they push him or did they throw 2 him? 3 MR. PUISZIS: Objection to the 4 characterization. 5 THE WITNESS: I don't know what word I want 6 to use. They got him on the car. They forced 7 him on the car. 8 BY MR. KSIAZEK: 9 Q. Did you stop for food any time on the 10 way home from the club before this incident 11 occurred? 12 A. No. 13 Q. No? Do you recall anyone saying 14 anything about Sarpeno's? 15 A. That's a food place. 16 Q. Yeh. Did anyone say anything -- 17 A. I just remember them talking about 18 food. I don't remember what exactly they were 19 talking about, though. 20 MR. KSIAZEK: Okay. I don't have anything 21 further. 22 MR. PUISZIS: Nothing further. 23 MS. GIBBONS: Nothing further. 24 MR. PUISZIS: You have got the right, when</p> <p style="text-align: right;">163</p>
<p>1 remember? 2 A. Yeh. 3 Q. But they didn't get down to his knees? 4 A. No. 5 Q. Okay. Do you know, did you ever hear 6 when the University of Chicago officers were 7 kicking Mr. Boyle, did you ever hear him say, 8 "I can't breathe"? 9 A. He said it like two, three times. 10 Q. Do you know when he said it? Did he 11 say it when the two University of Chicago 12 officers were the only ones that were kicking 13 him? 14 A. I believe it was when it was the four 15 because I know the two he was saying that he 16 just kept saying, "Stop kicking me. Please stop 17 kicking me." I believe it was with the four 18 when he said, "I can't breathe. I can't 19 breathe." 20 Q. Did you ever see any of the University 21 of Chicago officers actually throw Charles onto 22 their squad car? 23 A. When they pushed him onto the squad 24 car, yes.</p> <p style="text-align: right;">162</p>	<p>1 the transcript is ordered, to read your 2 testimony if you want to or you can rely on 3 the accuracy of the court reporter in getting 4 down everything accurately that we said in 5 the room today. 6 So it's an option we give every witness 7 if they want to read the transcript or they want 8 to waive that right. 9 THE WITNESS: Okay. I want a copy of it. 10 MR. KSIAZEK: You want to look at it? 11 THE WITNESS: Yeh. 12 MR. PUISZIS: So signature's reserved. Okay. 13 Thank you. 14 MR. KSIAZEK: Thank you very much for coming. 15 MS. GIBBONS: Thank you, Ashley. 16 (FURTHER DEPONENT SAITH NAUGHT.) 17 18 19 20 21 22 23 24</p> <p style="text-align: right;">164</p>

IN THE UNITED STATES DISTRICT COURTS
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

CHARLES BOYLE,)
Plaintiff,)
vs.) No. 09 C 1080
UNIVERSITY OF CHICAGO)
POLICE OFFICER LARRY TORRES,)
et al.,)
Defendants.)

I, ASHLEY NICOLE GLOVER, being first duly
sworn, on oath say that I am the deponent in the
aforesaid deposition taken on November 11, 2009;
that I have read the foregoing transcript of my
deposition, and affix my signature to same.

ASHLEY NICOLE GLOVER

Subscribed and sworn to
before me this 5th day
of January, 2010.

Notary Public

165

the foregoing is a true and correct transcript
of the testimony so given by said witness as
aforesaid.

I further certify that the signature to
the foregoing deposition was reserved by counsel
for the respective parties and that there were
present at the deposition the attorneys
hereinbefore mentioned.

I further certify that I am not counsel
for nor in any way related to the parties to
this suit, nor am I in any way interested in the
outcome thereof.

IN TESTIMONY WHEREOF: I have hereunto
set my hand and affixed my notarial seal this
5th day of January, 2010.

Marlene L. King
NOTARY PUBLIC, COOK COUNTY, ILLINOIS

167

STATE OF ILLINOIS)
) SS:
COUNTY OF COOK)
I, MARLENE L. KING, a notary public
within and for the County of Cook County and
State of Illinois, do hereby certify that
heretofore, to-wit, on November 11, 2009,
personally appeared before me, at 222 North
LaSalle Street, Suite 300, Chicago, Illinois,
ASHLEY NICOLE GLOVER, in a cause now pending
and undetermined in the United States District
Courts for the Northern District of Illinois,
Eastern Division, wherein CHARLES BOYLE is the
Plaintiff, and UNIVERSITY OF CHICAGO POLICE
OFFICER LARRY TORRES, et al., are the
Defendants.

I further certify that the said ASHLEY
NICOLE GLOVER was first duly sworn to testify
the truth, the whole truth and nothing but the
truth in the cause aforesaid; that the testimony
then given by said witness was reported
stenographically by me in the presence of
the said witness, and afterwards reduced to
typewriting by Computer-Aided Transcription, and

166

McCorkle Court Reporters, Inc.
200 N. LaSalle Street Suite 300
Chicago, Illinois 60601-1014

CERTIFIED MAIL

DATE: January 5, 2010
MS. ASHLEY NICOLE GLOVER,
13033 Seeley Avenue,
Apartment 3,
Blue Island, Illinois 60406

IN RE: Boyle vs. University of Chicago
DATE OF DEPOSITION: November 11, 2009
Dear Ms. Glover:

Your deposition in the above-entitled cause
is now ready for reading and signing as required
by law.

Please call the Signature Department upon
receipt of this letter to schedule an
appointment to come to the above address to read
and sign your deposition. You have 28 days from
the date of this correspondence in which
to appear for reading and signing.

If you fail to appear or notify us so that we
may make arrangements for another appointment,
your deposition will be completed and forwarded
to the attorneys and will be "... used as fully
as though signed."

Procedure outlined in Rule 207 (a)
of the Illinois Supreme Court Rules
Procedure outlined in Rule 30 (e) of
the Rules of Civil Procedure for the
U.S. District Courts

Sincerely,

Margaret Setina Court Reporter:
Signature Department MARLENE L. KING
cc: All attorneys of record.

168

42 (Pages 165 to 168)

McCorkle Court Reporters, Inc.
Chicago, Illinois (312) 263-0052

cap	120:6,17	Charles	112:20,24	116:17	cocaine
41:2,3	126:10,15,17	1:4 4:16 8:12	113:13,22	117:16,19,21	14:14,15,19
car	126:21,22,23	9:6,22 10:2	114:1,23	118:7,9,13	Coca-Cola
7:17,19,21,23	127:4,6,9,9	10:8 11:5	115:5,9,14	118:18 119:4	13:14 14:14
8:1,4,9 29:2	127:11,20,22	12:5,10,12	115:17,20	119:8,12,18	Code
29:4,12,18	128:11,12,15	12:18,21,22	116:15,19	119:21,22	6:4
30:5 31:4,15	128:16,17	12:24 13:8	119:4,9,18	120:2,6,9,16	coke
31:16,18,20	129:14,16,21	14:20,23	119:20	121:5 122:16	13:6,8,17,20
32:8,12,14	129:22	15:1,17 16:3	120:18 121:2	123:20,23	13:22 14:1
32:20 33:12	132:11	16:22 18:6,8	121:6,15,19	124:3,7,10	14:13
33:13,16	133:19	22:7,11	121:23	124:14,18,23	collar
34:1,11,12	134:24 135:2	23:10,15,15	123:14,19	125:13,17	78:1 80:1,2,6
46:8,11 47:3	135:14 136:4	24:7,12,21	124:4,7,11	126:1,18,20	80:7,9,11
47:7,8 48:2	137:11	25:11,21,24	124:13,21	128:18 129:3	college
48:4,5,8,9	138:15	26:2,9,24	125:1 126:2	129:4 141:11	11:15
49:5,24 50:5	153:12,14,18	27:3,11,17	126:4 127:18	142:18	Columbia
50:8,12,13	153:20,23	34:10,16,19	128:1 130:2	145:10,18	17:3 21:7
50:22,24	154:2,13,15	35:4 36:10	130:5,19	152:3,8	come
51:2,3,7,11	154:24 155:5	36:17,23	134:2,3	153:2,9,12	24:8 27:7 59:1
51:20,22	155:11,16,18	38:5,17	138:12,12,13	153:23 154:6	60:5,6,8
52:15,23	156:2,4,5,6	39:21 40:18	138:17 139:9	154:12,14	65:24 71:22
54:6,7,8,17	156:9,10,19	40:21 41:13	141:9 142:2	155:4,15	80:20 84:11
54:18,21,22	157:6,7,12	43:7 45:7	142:6,8,12	156:15 157:3	84:16 87:4
55:2,15,19	157:17,19,20	51:4 54:12	143:1,6	159:5 160:22	87:17,19
55:22,23	157:21,23	56:9,12	144:11,17,22	161:3,17	114:17,17
56:4,7,9,10	159:21 160:3	57:19,20	145:9 146:16	162:6,11,21	135:23
56:11,13	160:8,9,12	61:3 62:1	146:21,24	165:7 166:9	139:13,16
57:15 58:22	162:22,24	63:22 64:12	147:1,18,18	166:14 168:2	153:18
59:1,7,8,21	163:6,7	65:2,21 66:2	148:14,23	168:7	168:13
59:23 60:4	card	66:5,7 67:11	149:6,16,20	Chrysler	comes
60:12,18,21	30:17 39:22	68:8,13 70:8	151:3,16	7:22 29:14	82:22 87:15
61:1,12,13	44:12,14	70:12,17,22	152:7 153:17	Cicero	99:21
61:13,16,19	cars	71:2,12,18	155:23 157:2	21:2	coming
61:21,23	30:18 49:16	71:21,23	158:10 161:1	circuit	24:3 54:14
62:3,4 63:2	50:4 61:8	72:24 73:5	161:4,20	20:14,24 30:14	88:16 164:14
63:11,14,16	110:3,18	73:14,21	162:21 165:4	61:7 132:10	community
63:24 64:10	114:5,16	74:5,6,10,15	166:13	circuits	13:16 14:6
64:10,19,24	117:20,22	74:19 75:11	Charles's	30:18	completed
65:3,7,15,21	118:10,18	75:12 76:3	10:16 13:4	circumstances	168:16
66:3,10,20	119:12,13,15	76:11,13,14	19:11 22:19	9:9	completely
68:1,19,20	119:23,24	76:15 77:12	23:17,20	City	59:18 121:14
69:10 70:16	120:2 132:14	77:15,19	27:8,15 28:4	2:23 20:14,24	Computer-Aided
70:23 73:8	152:9,12	78:7,13,24	28:8 36:20	118:12,17	166:24
74:7,22	153:24	79:5 80:12	38:1 42:3	119:6,8,11	concert
77:16,18	case	80:21 81:2,9	64:18 67:5	119:21,22	18:14
81:4 82:2,9	15:11 19:12	81:12,13	75:1 78:15	126:20	condition
82:18 85:7,8	23:21,24	82:12,14,15	79:12 82:3	132:11	145:15 148:21
85:10,11,14	24:5,15,16	82:21,22	83:24 84:4	154:14	147:5 148:1
85:15,16,19	24:22,23	83:8,12,13	85:4 86:9,22	155:15	148:19
86:17 87:10	25:3,5,7,17	83:16 85:6,8	87:15 100:1	civil	consider
88:11,21	26:12 57:1	85:20 86:13	100:8,11	1:14 25:3,7	15:17 52:11
89:8,20	149:4	87:3,13,13	101:18,23	26:10 27:1	consistent
91:22 92:1,2	Casey	87:24 88:8	102:14 103:4	168:20	109:23
93:13,23	35:23	88:12,16,23	106:15,21	class	constant
94:8,9,10,12	cash	89:4,10 90:5	108:15,21	19:17,24	121:11,12
94:13,14,21	41:15 42:17	90:9,13,17	122:17,22	clear	constantly
94:22 95:5,6	catch	90:21 91:6,8	127:16 145:9	117:13	125:9
95:9,9,13,15	27:11	91:14,18,20	145:15	clearly	contact
95:17,20,24	cause	92:19 93:9	146:15 147:5	100:5,7	87:5,15,17
96:3,4,10,13	53:7 141:10	94:1,6,16	148:1,5,19	close	134:6
96:15 98:3,4	166:10,20	95:12,16,20	cheater	100:19 118:1	continue
98:5,14,15	168:10	95:21 96:3	8:19	closer	93:22 120:17
98:15,24	cc	96:13,17,19	check	36:21 83:22	continued
99:6,18,23	168:24	96:19 97:7	54:15,15	101:11	93:10
100:17,21	Celtics	97:10,14,14	checking	closest	continues
101:6,8,10	38:2	97:18,20	68:16,17	50:7	101:18
101:11,11,12	CERTIFIED	98:3,8,21	Chemistry	clothes	continuously
101:13,14,15	168:3	99:3,5,12,16	6:18	107:23 121:21	51:15,18,23
101:19,21,24	certify	99:24 100:16	chest	clothing	confusions
102:2,4,5,11	166:6,17 167:4	100:16,24	76:22 103:4	104:4 107:17	122:4,5,7,12
102:21,22	167:9	101:2 103:8	104:18 112:4	clown	conversation
103:2,5,7,10	chair	103:16	112:5 140:22	40:19	26:8,13,23
103:12,14	85:2	104:10,12,16	Chicago	club	54:5,9 71:18
104:17	chance	104:24 105:8	1:7,19 2:6,13	19:6,6,8 23:4	90:16 91:4
107:11	121:10	105:10,24	2:16,21,23	23:8 28:21	133:23
112:21	change	106:7 107:5	6:13 20:21	28:23 29:1,7	135:10 136:6
115:13 116:6	30:9,12,14	108:1,6	32:19 33:5	29:9 90:10	136:13,14
116:8,14	changed	109:15,17	48:2 59:22	90:11,14,18	148:23 149:6
117:24 118:2	30:22	110:8 111:12	61:12 63:21	91:6 107:7	149:24
118:8,21	characteriz...	111:13,14,20	113:24 114:6	150:2,6,9,21	conversations
119:1 120:4	163:4	111:21,23	114:6,8,9	163:10	22:23 25:11

143:1 149:1 155:14 Cook 1:17 166:5 167:19 cop 82:16,18,22 110:18 157:11,15 cops 62:17 154:11 155:23 copy 164:9 corner 50:8 102:21,22 CORPORATION 2:17 correct 32:9,10,14,15 47:4,13 49:7 70:13 85:4,5 93:23 167:1 correctly 27:14 correspondence 168:14 counsel 2:17 167:5,9 counseling 158:24 159:3 count 109:24 110:2 County 1:17 166:3,5,5 167:19 couple 21:8 24:1,6 27:20 28:17 29:21 31:8 31:19 34:17 34:22 35:1,5 35:8 54:23 57:11,12,13 89:6,7,8 91:14,20 93:10 94:7 94:16,19 95:14,22,23 96:8,14 99:16 101:1 108:3 111:17 112:2 132:7 144:2 course 122:17 court 1:1 4:12 5:3 5:14,15 25:18 36:24 47:1 164:3 168:1,19,22 Courts 1:15 165:1 166:12 168:21 cover 21:10,14 CPD 159:5 cracked 60:19 Cregier 7:8 criminal 15:10,11 24:14 24:16,22,23 25:5,13,17 26:11 27:4 36:24 57:1 57:10 149:3	cross 27:22 55:3 crossed 55:7 crying 129:11 157:4,5 157:14 cuffs 119:18 CULBERTSON 2:9 curb 156:19 160:10 currently 5:24 21:16 C-a-s-s-y 35:23 C.S.R 1:23 D 3:1 dad 21:24,24 130:22 137:1 dad's 27:18,19 damage 8:4 damaged 8:2,5,10 dance 40:13 dancing 40:17,20 dark 75:8 darker 75:8,9 date 8:16 18:12,13 19:23 34:11 37:1 168:4,8 168:14 dated 16:1 dating 8:22 9:14 10:5 17:6 day 18:17 19:1,4,8 20:1 22:7,7 22:11,23 25:13,14,16 25:18 27:19 29:18 30:6 30:21 31:8 31:13 142:9 143:1 147:6 147:19 165:19 167:15 days 168:13 Dear 168:9 Defendants 1:10 165:10 166:16 Definitely 72:6,7 definition 75:18 Department 168:12,23 depend 30:1 depends 19:22 30:2 depict	145:15,22 146:21 147:6 148:1,19 deponent 164:18 165:13 deposit 41:22 42:10,13 deposition 1:12 3:12 37:4 145:2,4 146:16,17 147:10,12 148:9,10 165:14,16 167:5,7 168:8,10,13 168:16 depositions 1:15 describe 39:3 59:23 64:1 72:13 74:13 75:5 81:8 91:5 101:22 116:24 150:23 151:4 154:20 160:5 described 59:24 91:21 99:9 105:20 145:23 description 64:2 detective 131:4 different 7:6 14:17 27:21 114:14 114:18 119:13 136:21 difficulty 5:15 direction 46:24 59:10 80:1 82:18 95:21 97:8 118:24,24 155:10 directions 29:8 55:11 directly 42:15 46:7,13 46:15 63:8 68:7 98:15 98:17 99:1 101:6,14 102:17 discussions 48:16 dismissed 25:8 disoriented 132:24 distance 66:19 100:19 119:24 District 1:1,2,14 165:1 165:2 166:11 168:12 168:21 Division 1:3 165:3 166:13 DJ 23:5 34:16 39:17,18 DJs 23:10 37:19	doing 16:22 19:8 20:3 24:17 25:9 53:5 57:4 61:1 63:23 67:12 67:13,24 68:15 77:20 77:23,23 80:19 87:6,8 88:20,21 89:11,11 92:4,5,7,8 92:15,16 96:5,6,7,22 96:23,23 97:1,4,4 103:24 104:1 104:11,15,19 104:20 105:11 106:1 109:11,17 110:8 114:24 141:15 157:3 158:19,20 Donuts 47:22 48:3 62:19 door 40:7 118:1 dope 13:21,22 14:1 14:5,12 dora 9:12 doubt 48:12 downstairs 40:3,5,6 downtown 20:21 41:18 drink 38:15,18 drive 28:4,23 29:1,5 34:1 36:20 43:13 60:4 90:19,22 113:22 132:24 136:17 138:16 driven 33:9,21 34:17 driver 45:8 driver's 28:2 120:12 158:7 driving 8:5 29:3 31:3 41:12 44:23 45:11 52:8 52:10,14 56:17 62:11 132:21,22,23 160:15 drop 137:1 dropped 73:7 107:8 137:24 150:10 drove 28:24 51:19 60:9 138:2 139:18 drowsy 50:1 drugs 15:8	duly 4:3,6 165:12 168:18 Dunkin 47:22 48:3 62:18 duo 35:3 E 3:1,10 168:20 earlier 19:3,8 22:23 23:9 early 18:24,24,24 49:11 east 16:7 eastbound 45:22 Eastern 1:3 165:3 166:13 eat 43:1 ED 2:2 edge 102:3 effect 73:2,16 either 4:19 14:13 15:1 21:22 22:3 23:4 28:22 33:3 38:21 40:2,2 40:6 43:18 68:1 108:11 109:7 115:9 116:12 117:8 130:15 131:4 Elam 9:18,20 electric 30:17 132:13 electrical 33:14,17 34:4 elevator 141:15 emergency 143:24 144:9 144:17,19,21 146:4,7 147:1,7,22 148:16,24 149:23 emotionally 158:13 ER 143:4,6 establishment 38:13,14 40:10 41:11 43:11 estimate 95:1 at 1:9 165:9 166:15 eventually 128:11 132:4 everybody 22:6 ex 130:6 exact 22:16 28:1 78:20 84:5 exactly	71:22 78:8,12 78:21 112:17 112:22 113:1 114:12 126:8 131:22 152:2 163:18 examination 1:13 3:2 4:8 151:22 160:1 examined 4:6 144:5 exhibit 3:12 145:2,5 147:10,13 148:8,11 Exhibits 3:17 146:17 existed 147:6 148:2,20 explained 64:22 70:16 explaining 25:4 expressway 53:11,13 extremely 75:8 ex-boyfriend 8:13 128:22 ex-boyfriend's 8:14 E-way 52:20 53:7,11 F face 18:4,5 66:16 71:24 111:14 111:15 112:1 117:4 122:2 124:14 141:3 148:5,7 155:3 Facebook 34:20 77:2 facing 59:7,8 60:1 73:7 74:7 75:3 77:15 82:14,16 83:5,8,17,20 85:11 102:2 119:1 fact 61:18 71:5 77:1 99:5 fail 168:15 failed 70:18 71:3,12 fair 101:1 114:23 fall 9:8 90:7 Fame 36:5 family 146:11 famous 38:3 far 51:22 85:19 86:3 89:4 94:7,20,23 94:24 100:18 100:20 105:18 119:20 120:1 124:21 146:10 161:19,21
---	--	--	--	---	---

farther	121:8,12,14	9:13 10:12	4:4,13 145:2	grab	107:3
95:24 99:17	126:5 145:16	friend's	145:4 147:10	72:1 79:12,16	hands
100:24 101:1	fix	9:16	147:12	81:21 88:7	67:5,10,12,13
fashion	30:6	frisk	148:10	100:2	69:1 79:17
109:22 111:19	fixed	103:20	165:12,17	grabbed	81:3,9,23
fast	132:3,6,8	front	168:10,18	79:19,21,24	82:1,4 84:4
52:4 60:6	flail	45:3,4 48:2	168:5,9	80:18 81:19	84:11,16
father	87:24	50:5,8 55:19	go	87:22	86:8 87:2
91:2 131:3,4	floor	56:7,13 59:5	4:22 6:10,11	grabbing	97:2,3,13
131:12	39:9 40:8	59:11 60:2	6:12,22 17:2	79:5,9	103:9,11
feal	141:14	60:12 66:10	19:11 20:4	grabs	104:17 161:4
29:3 160:12	follow	69:17 74:23	21:3,6,6	79:20 80:8,10	161:11
feels	12:10 17:20,21	77:3 84:14	23:3,3,7,11	80:12 81:16	happen
158:11,13	17:23	85:11,16,21	23:12,15,17	83:12 86:11	18:12 22:24
feet	followed	85:23 86:18	25:4,5 27:17	99:24	45:10 80:10
46:9,10 47:19	18:1	86:19 93:15	28:7,20	great	81:2 101:17
85:23 86:4,7	following	93:17 98:16	29:23,24	5:14	104:8 108:8
89:8 91:14	145:15,23	98:17 99:1	30:9 31:5,7	ground	158:21
95:1,2,3,14	147:6,19,21	101:3,6,7,12	31:10 32:5,8	108:9,12 115:5	happened
95:22 100:15	148:20	101:15 102:8	33:19 34:16	119:10,19	29:22 52:18
100:22,23	follows	102:10,15,16	39:14 41:10	126:1 143:11	55:18 62:5
101:3,10	4:7	102:17,21,24	42:5,22	143:12	70:17 71:14
108:14	food	103:2 104:17	43:18 45:14	guard	77:15 107:7
fell	163:9,15,18	117:23,23	51:3 55:1,14	36:5	116:9 126:6
150:12	foot	152:16 153:8	60:19 63:13	guess	133:13,18
felt	95:1	156:4 158:1	63:21 67:20	14:1 18:23	134:9,17
158:16	football	full	82:4 84:4	19:2,5 22:13	136:24 137:8
female	11:8,13,16,19	4:11	85:15 88:20	22:14 23:9	137:16 138:7
72:5	12:6 115:21	fully	91:12 105:13	23:11 29:19	149:12,17,21
fifth	163:6	77:14 149:13	105:15 108:9	64:11 75:13	158:16
141:14	forearm	168:17	108:21 112:8	77:10 78:18	happening
figure	143:23	further	113:22,22	86:19 92:2	66:10 112:24
53:3 65:21	foregoing	30:19 31:18	122:22 128:9	103:18	153:16
127:3 153:5	165:15 167:1,5	39:8 136:14	128:23,24	119:18	happens
filed	165:15 167:1,5	159:23	129:22,23	121:18 128:3	63:20 77:13
18:8 24:12	forgot	163:21,22,23	130:1,2,4	136:1 145:20	86:15 91:22
filing	54:13 122:4	164:16	131:6 132:18	145:24 151:7	127:19 128:1
24:21 144:23	134:20	166:17 167:4	137:22	guessing	128:14,20
finally	former	167:9	139:17	73:6 77:17	hard
5:12	36:4	f-ing	141:14	guy	62:9
financial	forth	71:15	149:12 151:3	13:18 23:10	hat
21:9,13	21:23 69:14		152:1	30:8 63:20	41:1
find	forward		goes	75:14,15	head
128:9 130:2,7	100:15		17:3 35:12	78:4,8,10	5:5 15:7,16
130:8,11,20	forwarded		38:4 42:14	129:15	16:6 57:23
fine	168:16		42:15 53:9	132:10,12	57:24 107:13
23:14 50:3	found		78:14 79:4	151:7 159:16	108:5,5,9,12
157:18	21:9,13 130:10		81:11 108:4	guys	108:15,16,21
fingers	four		108:6,12	63:21 92:7,15	111:9 117:4
66:18	37:10 38:24		going	131:18 159:9	headrests
finish	40:9 110:18		4:14,23 5:3,12	159:11,14	158:2

78:5 helps 161:22 hereinbefore 167:8 heretofore 166:7 hereunto 167:13 he'll 54:12 high 6:22 11:13,17 11:19,20,21 12:5 48:14 HINSHAW 2:9 hlp 38:7 Hispanic 72:5,7,15 91:7 117:11 151:11 hit 90:14,17 91:6 106:10,11,13 106:16,20,22 107:5 134:3 150:3,3,8,21 150:24 157:13 160:9 hits 143:13 hold 58:7,23 holding 58:4,5,8 151:7 home 20:2 90:15,20 90:22 127:12 127:13 128:23,24 129:22,23 137:2,23 138:2,5 163:10 honk 29:20 hood 51:5 54:16 56:14 57:17 57:22,24 58:2,3,7,9,9 58:14,15,16 58:23 60:11 60:15,16,19 60:22,24 61:10 62:19 65:24 66:1,3 66:5,14,20 68:16,17,22 70:2 71:22 73:4,5,6 74:4,5,6,9 74:16,23 77:18,22 78:2,6,14,22 79:4 81:4 82:12,13,15 82:21 85:21 86:11 93:13 98:15,24 101:4 102:1 102:3,4,19 103:5,7,11 104:16 156:20,22,23 156:24 hop 38:7 hopped	116:11,13 117:21,24 118:2,8,10 horn 29:19,23 30:6 31:5,16 32:5 32:8,11 33:19 34:3 45:12,13,14 51:2,6,12,13 51:14,18,23 52:15 53:8,9 54:11 62:20 62:22 63:6 64:8 132:3,6 132:8 hospital 122:3 138:9,11 138:14,18,20 139:13,17,21 139:22 142:5 142:23 143:2 149:23 hour 1:20 49:17 hours 40:11 41:6 144:3 house 20:4 23:16,17 27:18,19 31:19 138:3 139:18 146:10 hunch 105:14,20 hunched 105:2,24 hundreds 121:16 hungry 41:14 Hyde 11:23,24 12:3 41:19 hyperventil... 157:18	116:15,20 improper 65:1 inches 66:23,23,24 67:1 incident 4:15 18:9,10 30:22 32:20 36:23 54:2 57:9 92:18 92:22 121:20 122:18 123:24 124:19 132:5 135:11,18 136:15 139:3 145:11,16,23 147:6,19 148:20 149:1 152:1 157:1 163:10 included 48:16 indicating 46:21 47:9,11 59:4 61:24 66:15,21,22 69:12 74:20 76:19 77:3 80:7,14 81:11,14 82:6,23,24 83:3 84:7,21 85:2,3,15,17 86:12 87:7 87:23 90:6 93:20 94:10 94:11,13,22 95:7,10 96:22 98:5 98:14 100:3 100:4 102:1 103:24 104:14 106:24 109:6 110:13 111:2 111:3 112:3 123:7,11 148:6 information 96:12 initial 136:17 injure 124:7,10 injured 123:23 124:3 124:22 injuries 140:6,8 141:2 141:10 inside 39:3 61:12,13 64:24 113:15 133:18 135:21 137:13 157:19,23 install 132:11 instantly 114:20 intent 63:13 interacted 159:21 interacting 157:2 interaction 158:11 159:15	159:18 interactions 152:3 interchange... 13:23 14:2 interested 25:9 144:14,23 167:11 internal 141:16 interruption 67:16 74:2 118:15 132:16 intersection 50:10 interval 52:6-54:20 introduce 23:9 involved 9:24 10:14,20 11:2 involving 4:15 Island 6:1,2,4 168:6 issues 129:21 I-57 53:15,16 I.D 65:22 70:7,8 70:15,18,22 71:10,16 72:20 73:2 133:14 J Jackson 7:1 jail 90:15,19 92:20 128:3 January 9:5 165:20 167:15 168:4 jeans 40:22 Jeffery 16:7 27:24 jerk 151:3 job 20:11,14 joint 38:2 joking 36:8 JONATHAN 2:3 Jones 35:13,14,17 36:1 Joyce 9:18,20 jumped 21:23 91:10 jumping 58:16 junior 6:15 K 166:3 KC 35:13,14,17,22 35:24 36:1 keep	5:9 57:4 134:6 140:5 Kenneth 26:1,2,3,14 27:7 28:15 34:3 36:15 38:22,23 40:17 45:5,7 49:10 50:23 54:8,16,24 55:18,22 56:8 93:1 112:15 Kenny 23:10,15,15 41:13,13,23 42:9,20 136:1,2,17 136:6,10,11 136:15,24 Kenwood 12:1,2,3 kept 92:7 110:10 162:16 kick 120:17 123:19 kicked 111:24 112:2 113:14,24 121:15,16 126:4 145:16 150:11 kicking 109:12,15,19 109:20 110:5 110:10,11,14 110:16 111:19,22 112:8 113:8 115:2,3,6 116:16,22 117:5 119:5 121:2,4,6,9 124:4,8,11 124:13 125:15,18,22 143:16 150:12,16,18 162:7,12,16 162:17 kicks 143:13 kind 7:21 11:18 15:22 24:11 29:12 31:22 32:1 41:3 49:24 56:7 59:9 60:6 74:21 76:3 77:23 80:12 80:15 81:14 81:18 88:13 107:1 127:22 152:10 157:7 157:14 158:16,17 159:16 KING 1:16,23 166:4 168:23 knee 90:7 105:15 111:5,6 151:3 knees 78:8,13 92:12 107:8,9,12 108:2 111:10 161:23 162:3	knelt 161:19 knew 10:15 21:17 29:5 34:7 36:16,18 41:17 48:10 49:4 73:4 80:6 117:15 132:10 150:17 151:1 know 5:7,12 8:12,20 10:9,13,23 11:3,4,7,10 11:13,16 12:20 13:12 13:18,22 14:2,8,11 16:7,22,24 17:5,7,9,16 18:3,14,24 20:10,15 21:15 22:15 22:16 23:1 24:3,4,11,12 24:16 25:8 26:2,3,16 27:3,22,23 28:11 29:11 30:13 31:13 31:24 32:7 32:12,20,22 32:23,23 33:11,16 34:3,8,20,22 35:7,10,17 36:3,4,11,17 37:14,24 38:23 39:12 39:13,23 40:1,4 42:12 42:21 43:1,9 44:8 45:6,7 49:23 50:7 50:15 52:7 52:20 53:8 56:4 59:19 60:9 61:8,18 62:15 64:14 64:21,23 65:19 66:13 68:11 69:11 69:21 70:21 71:17 72:4 72:12,13 73:18 74:18 75:7,19 76:3 77:24 78:19 80:13 81:20 84:5 87:14 89:16,21,22 90:6 91:1,7 91:9 92:3,4 92:12,13 100:12 102:6 103:6,7 106:23 110:17 112:7 115:4,20,22 117:8,11,18 119:7,11 122:11 123:3 123:6,22 124:5,21 128:4,7 129:19 130:4 131:23 133:12 138:17,18,22 141:21 142:2
--	---	---	---	---	---

142:4,8,11 143:15 144:8 144:10,11 146:2,6,11 149:14 152:20 154:10,23 155:12,21 157:8 158:15 158:19,20 159:1,20 160:9 161:11 161:19,21 162:5,10,15 163:5 knowing 64:9,19 65:3 knowledge 33:10 93:3 134:9 known 12:12,22,24 36:10 knows 132:13 Kisiazek 2:3 3:6 13:10 23:23 32:16 32:22 36:6 57:3 59:14 65:11 67:1 71:6 88:3 93:5,16 95:8 97:1 111:6 112:4 123:8 125:5,7 141:23 159:24 160:2 163:8,20 164:10,14 K-C 35:22	leaned 102:2,3 leave 23:17 27:16 144:20,22 led 109:14 left 27:10 39:6 41:18 74:20 75:1,2 78:16 79:12,13,22 83:10,13 85:4 88:22 88:24 93:10 93:18 94:5,7 94:9 95:8 98:9,12,21 100:7,8,14 137:21 left-hand 98:6 leg 105:14 108:18 108:18 legs 105:3 109:5,14 109:22 110:24 111:4 111:18 117:8 length 31:13 lengths 154:3 letter 168:12 Let's 46:19 level 40:6 85:10 66:17,17 67:8 license 1:24 28:2 65:20 133:14 133:20,21,22 lift 110:16 lifted 57:22,24 110:19,22 lights 48:7 52:22 59:13 62:4,6 62:10 63:3,5 63:17 limping 142:12,14 line 70:24 152:17 literally 99:24 little 20:13 38:4 39:8 40:19 41:7,9 58:14 66:4,13 81:15 83:1,2 83:4,18,19 88:14 91:10 94:2 102:20 110:12,21,21 125:5 138:6 143:4 live 5:24 6:8 7:4 8:23 16:3 lived 6:5 lives 8:20	living 10:24 21:20 LLP 2:9 located 6:24 29:10 119:20,22 161:12 location 38:9 39:4 47:20 56:17 long 6:5 8:16 11:4 15:9 27:13 28:19 29:24 30:21 36:10 36:19 40:9 40:12 45:14 51:17 55:21 55:24 56:8 57:8 58:16 58:20 108:1 112:7 120:15 132:5 137:13 143:24 longer 73:7 look 12:14,15 30:5 30:19 51:5 54:12 56:13 57:17 130:4 145:11 146:18 164:10 looked 30:7,11 58:24 117:13 145:22 154:22 looking 74:22 82:15,17 105:3 155:2 lot 29:3 76:19,21 76:22 77:8 96:12 140:1 loud 5:10 lounge 36:20 37:9 38:9 39:1 love 107:3 lower 67:8 lowering 108:18,19,19 108:20 lyrics 15:15	March 9:3 21:18 Margaret 168:22 mark 145:1 147:9 148:8 marked 3:11 145:5 146:15,16 147:13 148:11 marks 148:4 MARLENE 1:16,23 166:4 168:23 married 10:24 Mars 62:4 63:17 matter 57:10 McCorkle 168:1 mean 12:1 20:8 24:14 31:24 32:24 33:3 38:1 51:20 52:9 53:11 54:23 56:15 60:4,8 62:7 63:12 65:14 75:22 93:1 98:17 107:10 129:10 140:18,21 145:19 Meaning 102:16 means 14:10 46:24 105:14 meet 9:6 23:3,7,16 37:16 39:20 131:3 meeting 9:10 member 35:4,8 men 61:12 mention 15:13 158:23 mentioned 155:4 157:5 159:7 167:8 mess 121:19 messed 122:13 messing 107:16,23 net 9:15 10:8 19:10 22:6 23:20 27:10 27:14,14 40:1 131:13 mind 48:12 65:2 mine 8:6 minute 30:4 31:11 58:1,2,3 58:18,19 120:19,21 minutes	28:17,18 36:21 110:4,6 111:17 112:11,12,13 114:2 120:20 120:22,23 121:2,4,7,12 121:14 126:5 137:15,16 141:13 144:4 144:5 145:17 Mischaracter... 71:7 88:4 missed 20:19 21:11 mom 21:23 28:12,12 138:12 money 42:2,13,14 43:2,8 142:2 months 7:20 57:11,11 57:13 morning 18:24 19:17 24:2 49:11 49:14,17 64:9 134:20 137:3,19 139:11 mother 6:9 7:24 motion 49:24 90:5 151:2 move 88:12,23 89:4 91:14 94:2 95:12 100:16 109:22 158:2 158:4 moved 80:15 93:9 94:4,18 95:16 96:7,8 96:21 100:24 101:2 128:8 131:11 moves 91:20 95:22 99:12,16 moving 69:14 91:23 94:4,6,16 95:21 96:3,8 96:19 97:10 97:14,20 99:5,17 101:20 109:13 111:18 115:12 117:6 142:17 143:20 muscles 76:22 77:8 muscular 76:13 music 34:21 39:15 Mutant 36:6,7 Mutual 44:16 Mydas 37:20 M-y-d-a-s 37:20,21	N 3:1 168:1 name 4:11,11 7:15 7:16 8:8,14 8:24 9:17 12:15,20 13:4 14:23 16:7,8 17:16 22:1,2 28:22 29:7 35:10 35:11,12,16 35:18,18 37:9,10,15 37:18 42:7 131:14,16 132:9 naturally 86:14 nature 5:10 24:4 127:7 NAUGHT 164:16 NBA 36:5 near 43:11 153:20 nearby 47:23 nearly 76:10 need 24:10 30:16 64:22 65:22 70:15,18,21 126:24 needed 41:15 134:1 needs 115:7 never 11:12 18:1 24:18 48:4 62:13 107:20 117:12 122:22 123:1 Nicole 1:12 3:3 4:4 4:13 165:12 165:17 166:10,18 168:5 night 39:20 49:17,21 134:10 136:15 142:3 145:11 Ninja 36:7 nod 5:5 normal 52:11,12 60:10 normally 94:3 north 1:18 2:11,19 29:11,11 41:18 46:5 47:15 50:18 55:3,8 166:8 Northern 1:2 165:2 166:12 notarial 167:14 notary 1:16 165:22 166:4 167:19 note
--	---	--	---	---	--

46:19,20 notify 168:15 November 1:19 165:14 166:7 168:8 number 3:11 133:20,21	105:12,12,19 105:23 106:3 106:10,19 107:14,19,19 107:22 108:11,18 109:1,1 115:7 119:8 120:11 122:16 123:20 124:14,23 126:14,16,18 128:20 128:10,18 129:1,3 131:4 134:4 151:12 154:20 155:5 155:7,9 156:14 159:8 160:21 165:8 166:15	18:17 19:7 19:24 20:18 20:23 21:15 22:6,10,21 23:19 27:18 28:4,7,15,20 33:16 34:3 34:13 36:15 37:9,14,23 38:6,17 39:3 39:19 40:9 40:13 41:5,9 42:9,22 44:4 44:18,23 45:5,10 46:20,23 47:3,10 48:1 49:23 50:12 50:22 51:6 51:11 52:4 52:13 53:16 53:19 54:19 54:24 55:12 55:14,21 57:7,14 58:2 58:15 59:19 59:23 60:11 61:11,15,20 62:2 66:9 67:2,11 68:8 68:13,18 69:16 70:12 71:1,12 72:16,24 73:14,18 74:9,13 75:5 75:24 76:3 77:8,11 79:3 79:11,16,20 80:8 81:8,19 82:14,18,21 83:12,16,24 84:3 85:12 89:4,16 90:8 91:5,10,20 92:21 93:22 94:6,20 95:4 95:12,16 96:11 98:19 98:23 100:10 100:15,24 101:17 102:9 102:13 103:16 104:7 105:6,19 106:12,15,21 107:5,14 108:1,6,21 108:24 109:9 109:17,21 110:8 111:17 112:7,15 113:11,23 114:13,16 115:4,14,23 116:9 117:6 117:8 118:4 119:3,11,14 122:8,15 123:4,17 125:6 126:19 127:18 128:1 128:6,10 129:5,12,19 129:23 130:4 130:12,23 132:2 134:14 134:22 135:5 135:10,16 136:5,12,19 138:7 139:8	140:3,7 141:2 142:5 142:20,24 143:19 144:8 145:1 146:6 146:11,14 148:8,22 149:9,16,20 152:5 153:9 153:11 156:4 156:12 160:3 162:5 163:20 164:9,12 old 5:22 13:18 75:14,17,18 75:20,21,22 Ole 37:9,12,13 once 15:24 34:9 37:1 52:17 57:23 80:18 80:22,23 89:19,19 90:15 101:20 114:21 125:20 138:9 157:14 ones 152:19 153:7 162:12 open 39:9 113:6 opposite 47:12 option 164:6 order 101:3 153:4 ordered 164:1 orientation 78:20 originally 131:8,9 outcome 167:12 outlined 168:18,20 outside 26:17 90:19 133:12 136:16 155:16,18 157:19,21 owl 49:21 owner 7:23 o'clock 1:20	parked 31:18 45:18 46:8 51:1 59:24 63:10 94:12 120:2 153:6 156:2 156:6 160:4 160:5,8,16 parking 50:7 55:12 parks 47:4 part 82:3 100:1,1 111:3,23 particular 23:8 29:18 146:7 parties 167:6,10 passenger 45:9 passenger's 45:2 55:18 82:10 120:12 158:7 pat 103:19 106:20 161:20 pats 105:13 patting 104:3,3,3,4,8 104:10 105:3 105:9,9,24 106:4 161:18 pay 21:7 26:24 27:3 112:23 157:8 159:19 paying 8:3 26:23 payments 8:2 pen 47:6 pending 166:10 people 5:16 39:14 49:23 53:8 61:13 133:18 159:20 perform 35:3 period 51:17 158:12 periodically 31:5 person 30:7 37:15 159:18 personal 134:8 personally 166:8 pertaining 1:15 phone 24:2 photograph 145:9,14,21 147:16,17,24 148:2,14,18 150:20 photographs 93:2 142:9 146:18,23,24 147:4 photos 92:17,19,22	140:3,7,12 140:23 141:1 141:2 146:15 146:20 phrase 13:5 physician 146:12 pick 115:14,17 126:11,13 128:9 138:8 picked 126:12 127:19 picture 13:5 pictures 77:1 92:24 121:22 138:21 139:2 139:16,20,24 140:6 141:4 141:5,8 piece 158:3 place 16:9,12 22:17 27:7,8,16,17 37:10 42:8 58:7 128:8 132:11 156:1 163:15 Plaintiff 1:5 2:8 165:5 166:14 planned 144:11 plate 133:21 play 11:21 12:5 36:2 played 11:7,13,16,18 115:21,21 player 38:1 playing 11:20 please 4:10,18 5:9,16 109:19 135:16 145:3 145:12 146:18 147:11 162:16 168:12 plus 29:5 55:12 point 8:3 13:3 51:14 54:19 59:16 67:6 68:23 69:8 70:2 72:3,17 74:15 78:4 78:17 79:4 89:15,17 94:1 103:17 140:12 144:12 153:13 154:8 157:4 160:14 161:4 pointed 68:21 69:2,5 pointing 84:8 poke 90:2
--	---	---	---	--	---

poked 89:21 151:10	16:13,20 19:9,18 22:12 30:12 30:16 31:9 32:24 40:23 56:3,22 58:19 77:5 83:13 86:5 120:19 140:2	pulling 51:9 63:10 117:22 152:21	quit 19:21 20:13,19	136:8 142:18 142:20 143:10 145:19 150:1 151:1,6 152:23 154:23 155:2 155:2,19 157:9 159:18 159:19	region 82:7 84:6 112:3 161:16
police 1:8 2:16,24 15:13 24:13 32:18 48:10 48:17,20 49:4 52:13 55:22 58:10 58:16,21 59:1,19,22 60:24 63:17 64:12,15,18 65:2,6 66:3 66:6,6 67:23 67:23 70:9 70:10 93:13 114:6,7,8,10 116:12,13 118:7,7 126:18 128:18 129:3 129:4 132:18 133:2 134:14 134:18 135:5 135:12 136:7 136:13,20,21 136:22 145:10 152:3 152:9 153:12 153:16,24 154:7,12 155:5,15 156:15 157:3 159:5 165:8 166:14	problem 30:6 54:1 problems 29:17 53:7 142:17 143:20 160:18 Procedure 1:14 168:18,20 168:20 produce 48:24 49:6 53:22 70:12 70:19 71:2 71:13 127:15 produced 53:24 73:21 promoter 23:5 39:20 protect 143:12 public 1:16 165:22 166:4 167:19 Puisis 2:10 3:4,17 4:1,9 7:3 13:11 32:17 33:2 36:4,8 36:9 57:6 59:15 65:23 67:2,4,19 71:11 73:9 73:13 74:3 84:22 85:3 85:18 86:21 88:6 93:7,21 94:15 95:11 97:6 111:8 112:6 118:16 123:13 125:11 132:17 141:13,19,24 142:1 145:1 145:7 147:9 147:15 148:8 148:13 151:20 163:3 163:22,24 164:12 pull 47:3 48:9,23 55:23 60:6 100:13 110:18 118:20,23 122:16 123:14 pulled 32:19,21 45:15 48:5,6 52:21 56:7 59:5,11 59:20,24 60:1,2,8,10 60:12 61:12 94:13 114:5 116:10 117:20 118:18 123:5 156:19 160:4 160:6,8	pulls 47:3 49:5 99:22,22 purposes 145:3 147:11 purse 126:24 127:1 138:24 pursuant 1:13 pursue 25:6 26:10 push 77:19,21 81:4 81:17,22 84:20 86:10 86:16 88:8,9 88:10,15,17 88:18,21 91:18 92:1,1 93:11,20,23 97:11 98:3,8 98:13,17,20 98:21 101:13 101:19 115:13 161:6 161:9 163:1 pushed 66:2 78:1 96:10 102:18 102:22 104:16 162:23 pushing 81:17 86:23 88:15 95:4 95:19 96:2 96:13,17,18 98:20,21 97:5,8 100:13 put 14:3 33:12 41:24 42:14 57:23,24 58:2,6,14 86:8 97:3 103:11 puts 50:1 putting 97:1	quit 19:21 20:13,19 R R 2:3 race 159:7 radio 56:18 radios 132:12 raise 65:9 66:14 raising 69:13 108:18 108:19,19,19 ran 116:14,18,20 117:3,3 119:4 random 31:12,14 randomly 29:20 rap 14:23 15:3 rapped 16:15 rapper 14:20 35:2,7 38:3 rapping 38:6 raps 15:1 35:16 rate 52:11 Raucous 34:21 reached 156:23 read 37:3,6 73:9,11 164:1,7 165:15 168:13 reading 168:10,14 ready 144:20,22 168:10 real 12:15 15:9 26:20 157:14 really 13:19 15:14 18:23 22:2 24:4 25:2 26:15 27:13 27:13 29:6 30:2,15 31:12,14 36:14 37:12 38:5 40:15 40:20 44:2,3 49:21 52:21 56:19 57:23 58:20 60:17 61:2,8,23 62:9,12,13 68:15 67:7,7 67:9,9 75:20 78:6,10,20 92:4 100:18 100:19,20 106:7 107:10 107:12 108:5 113:8 117:2 117:4,10,13 119:7,16	reason 23:1 29:20 55:17 58:8 114:11 130:20 140:4 158:17 reasonable 64:7 recall 9:9,18 11:14 15:15,16 18:17,20 19:3,8 26:14 26:15 27:14 28:13 29:9 34:13,14 37:14 38:19 38:21 40:18 48:8,21 50:6 52:4 53:13 58:20 59:18 62:10 63:3 78:7,11,20 81:10 92:10 106:5,8 119:2 122:9 131:15 135:17 136:11 139:8 139:10 153:1 153:11 154:6 154:13,23 156:11,13,15 156:17 157:22 158:5 158:6 159:7 159:8,13,14 159:16 160:11,21,23 163:13 recalled 11:12 receipt 168:12 receive 48:15 recess 67:17 141:17 record 5:19 66:22 73:11 85:3 111:3 141:23 141:24 147:17 168:24 records 127:10 reduced 166:23 reference 15:6,10 34:21 referring 13:14 14:19 refuse 65:8 refused 71:6 regards 158:12	registration 65:19 127:7 133:14,20,23 155:17,18 related 167:10 relation 28:16 47:7 59:2 63:16 74:15 83:7 101:23 102:14 release 137:18 released 133:4 144:6 Relevance 13:10 rely 164:2 remember 12:14 13:3 18:10,13,23 19:10,15,22 20:24 21:21 22:4 24:20 27:19,22 29:7 31:23 32:2 36:19 37:12,13 40:21 41:3 43:10,20,21 44:2,6,9 45:8,17,23 46:17 47:22 48:1,19 49:12 50:9 56:16,19 57:8 58:12 59:12 61:4 62:9 63:8 68:4,6,10 69:22 71:22 73:3 74:17 75:9 77:6 78:8 79:1,1 79:3,21,23 86:20,24 87:1 90:16 91:3 92:11 94:4,6 99:15 100:5,6,7,13 101:9 105:9 105:10 107:11 114:11 122:7 126:7,8,12 127:24 128:5 130:16,17 131:5,8,20 132:9 133:1 135:2 136:16 137:18 138:9 140:16,20,20 142:7,19 143:5 148:3 146:5 150:22 152:6,18,19 152:21,23 153:4,7 154:10,21,22 158:9 159:15 159:17,22 160:24 162:1 163:17,18 repeat 4:19 7:11 67:21

rephrase 146:22 reported 1:23 166:21 reporter 4:12 5:3,14,15 47:1 73:9,12 164:3 168:22 Reporters 168:1 Representing 2:8,15,23 requested 73:12 required 168:10 reserved 164:12 167:5 resist 125:1 resisting 109:19 110:9 110:11,12,14 125:10,13,15 125:15,16,19 125:21,22,23 143:15 respective 167:6 responded 70:14 71:9 response 62:3 68:14,18 73:1,3 88:14 130:18 responses 68:10 rest 159:22 restate 4:20 RETAINED 3:17 reviewed 37:3,6 r1b 107:1 r1bs 122:4,5,6,8,10 122:11 rid 8:1 ride 49:24 right 4:10,20 5:1,20 6:21 15:8 16:8,23 17:10 19:21 22:2 26:15 26:16 28:1 33:14 34:14 39:7 41:6 42:3 43:6,22 43:23 44:5 44:19,21 45:12 46:17 47:1,17,21 48:10 49:14 50:18,24 51:8,13,15 54:2,22 55:13 60:3 60:12 62:4 62:22 63:12 63:15,18 64:10 66:2,2 66:11 67:13 68:23 69:1 69:14 70:3 71:3,5,16,20	72:18,20 73:2,19,23 76:11,16 77:4 79:13 79:22 82:12 82:13,16,19 82:20 83:5,6 83:14,21,23 84:1,2,9 85:4,15 86:9 86:11,12 87:10,11 88:1,8 89:2 89:3,5,8,11 91:15,22 93:1 94:13 94:14,18,19 95:23 96:16 96:20 97:8,9 97:14,15,16 97:21,24 98:4,13,16 99:1,4,6,10 99:12,17,19 100:3,8,10 101:12 102:4 102:5,11,11 102:12,15,18 102:21,23,24 102:24 103:2 103:15 104:5 104:6 105:16 106:1,17,18 106:23 111:1 111:10 115:18 120:13 121:3 121:23 122:23 125:3 128:12 134:10 140:8 140:12 142:17 143:21 149:3 151:8,12,21 161:2,8,14 163:24 164:8 rip 123:11 ripped 121:22 123:8 123:10,10 141:6,7 Roberson 36:15 Robinson 17:17,18 133:6 134:8 roll 80:14,23 81:2 81:13 83:14 87:4,14 88:4 99:9 rolled 56:21,21,22 80:17 rolling 80:15 rolls 86:13 Romantically 10:22 room 5:4 143:3,6,24 144:9,18,21 146:4,7 147:1,7,22 148:16,24 149:23 164:5 rotation 30:10,23	route 43:10 55:1 Rule 168:18,20 Rules 1:13 168:19,20 running 26:18 118:3 runs 50:18 S 3:10 safety 48:15 SAITH 164:16 sale 127:10 Sarpeno's 163:14 sat 60:14 saw 14:18 48:4,9 57:22,24 59:21 61:17 61:22 62:16 62:17,18 71:20 72:1 73:4,7 79:7 79:11 87:6,8 87:19,24 90:5 91:14 103:24 104:4 106:10,13 108:15,16,17 109:10,13 110:5,24 111:18 113:8 117:24 120:3 120:9,11 122:22 123:1 136:9,10 140:16 142:22 150:3 150:24 151:2 151:3,8,9,15 152:2,21 154:7 159:6 160:23 saying 11:12 24:14,16 24:21,24,24 33:13 41:14 61:5 70:14 71:9 82:8 97:1 98:1 101:9,16 110:9 112:1 113:4,16,21 125:14 129:9 131:20 133:17 142:19 162:15,16 163:13 says 106:1 scared 157:7 scene 92:21,23 118:13 119:17 134:9 153:15,19 154:7 159:6 schedule 168:12 school	6:10,11,12,20 6:22 11:14 11:17,19,20 11:22 12:6 16:24 17:2 19:13 20:1 21:3,16 48:14 screaming 109:18 111:21 115:3 screech 60:5 screeching 60:9 seal 167:14 search 92:3 searched 128:16,17 155:5 156:9 searching 104:5 129:21 159:21 seat 45:2 82:10 110:23 158:1 158:3 seated 39:12 45:5 74:22 87:9 93:16 seats 39:10,12 Sebring 7:22 29:14 158:1 second 22:4 53:4 68:3 71:2,14 96:11 135:3 136:22 137:6 137:9 seconds 30:2,2,3 31:11 51:21 54:23 108:3 secured 112:20 see 9:2,21 14:13 15:20,21 18:5 40:16 46:20 48:5 55:14,22 56:12 57:18 57:20,23 58:5 60:14 60:17 61:2 61:16,21 62:12,12 63:7 66:9,12 66:14,19 67:5,8,9,10 67:11 69:1,8 70:1,18,21 71:19,21 72:17,20 73:1 74:4,24 77:12,14 78:16 80:9 80:20 81:2 84:3,11,18 86:8,13 87:4 87:17 88:7 88:12 90:2 91:17 93:22 94:1,16 97:17 98:1 99:3 100:10	101:17 103:8 103:22 104:7 105:19 106:12 107:10,12,13 108:4,5,6,8 108:8,13,14 108:16,21,24 109:6,7,7,21 110:15,16,16 110:20,23 111:1,2,4,9 111:12,13 112:24 113:13 115:9 115:14 117:2 117:4,6 118:6,23 119:5 122:16 122:19,20,21 122:24 123:4 123:14,18,19 124:6,8,13 125:24 127:22 134:3 140:14,15 141:9 142:12 143:10,19 145:19 148:4 150:1 151:1 151:6,8 155:10 162:20 seeing 10:2 47:22 48:1 58:12 77:6 126:7 135:20 154:14 156:15 seek 159:3 seeking 158:24 Sealey 6:3 168:5 seen 33:3 34:19 63:2 72:2 76:15 senior 6:16 separately 68:12 served 38:12 set 167:14 Setina 168:22 seven 36:13,14 shake 160:12 shirt 76:15 77:2 79:10,12 80:2,3,5,9 80:10 86:12 123:11,12 140:11,15 141:6 156:16 shoes 40:23 107:24 Shore 43:13,16 short 32:8,12,21 33:14,17 64:10 67:16 67:17 74:2	110:15 118:15 132:16 141:17 shortage 29:19 30:8,12 30:20 34:4 shorter 75:11 91:8 shoulder 79:15 80:14,15 80:16,17,23 81:2,13 82:7 83:13,14 84:12,17 86:13 87:3 87:14,24 88:4 99:8 100:9,11,14 140:18,19,21 161:16 shoulders 5:6 76:23 100:4 124:11 shove 81:21 show 127:8 140:8 145:8 146:1 146:14 showed 115:24 shrug 5:5 sic 48:21 side 29:11 39:7 46:4,5,6 47:12,15,16 55:3,4,8,8 55:15,18 69:17,18,19 69:20 77:16 78:19 83:9 86:22 89:18 89:22 90:1 93:14 94:10 95:6 98:6,12 100:16 102:4 102:5,11 104:2 106:11 106:14,15,17 108:18 120:12,13 140:19,24 148:7 150:4 150:21 151:3 151:10 155:13 156:1 158:7,8 160:4,6 sidewalk 156:7 sight 152:17 sign 32:14 33:13 50:9,13,17 168:13 signal 63:17 signature 165:16 167:4 168:12,23 signature's 164:12 signed 168:17 significance 13:17 14:7
--	--	---	---	--	--

McCorkle Court Reporters, Inc.
Chicago, Illinois (312) 263-0052

113:2,20 117:10,12 126:14 135:16 143:22 149:14 155:17 telling 26:11 54:3 71:21 112:20 125:16 129:10,11 136:3 143:7 143:9,11 term 102:6 testified 4:6 25:14,17 57:9 152:7 testify 166:18 testimony 56:24 115:1 116:18 126:3 164:2 166:20 167:2,13 Thank 164:13,14,15 thereof 167:12 thing 13:19 14:3 70:5 73:4 77:13 81:1 92:10,11 104:7 105:10 110:17 126:5 150:17 things 24:3 127:7 think 9:1 11:6,10,11 13:19 14:3,9 14:14,19 15:7,12 16:6 16:8,24 17:21 18:3 21:22 22:1 22:18 23:4,6 27:10,13,24 28:11,21 31:10 32:9 32:13 34:6,7 34:12 35:18 36:16 37:1 38:16 39:10 40:2 41:2,5 41:23,23 42:11,18,24 43:15 44:18 52:12 53:3 55:10 57:12 57:12 63:1,9 65:9 68:19 69:21 74:12 75:2 76:8,14 79:7 80:4,9 80:24 90:9 90:24 99:14 105:7 107:24 113:12 114:15,21 122:6,12 134:6 135:1 137:2,2 142:14 146:9 146:13 149:3 152:14 153:3 154:16 thinking 12:3 25:3 53:8	139:4,6 157:10,11 thinks 65:6 third 77:12 thought 52:23 65:16,18 75:24 92:13 92:14 98:2 100:21 109:20 143:8 150:7 three 7:6,20 30:24 31:1,4 52:1 52:2 54:17 66:23,24 67:1 73:19 73:22 86:4,5 86:6,7 95:1 100:21,23 101:2,10 112:12,13 114:2,4 116:1,2,10 116:12 121:2 123:22 125:24 135:8 135:11 136:19 152:9 152:14,24 154:5,9 162:9 three-block 52:6 throw 162:21 163:1 thrust 151:2 time 4:17 5:13,13 5:16 9:14,15 11:20 15:9 16:11 19:14 19:21 20:15 20:17 21:17 22:10 23:5 23:19 24:22 25:1 27:13 29:13,18 31:3,13,17 36:22 38:8 42:20 44:17 49:9,12 51:17,23 53:4 54:7,20 59:16 60:18 61:2 62:14 65:5 67:8,14 68:2 70:3,11 71:2,14 72:17 74:12 74:15 77:13 78:4,17 89:15,17 91:19 103:17 112:16 113:5 113:7 114:17 114:19,22 128:23 133:5 134:20 135:22 137:18,19 139:4,7,8 144:12 148:2 149:2 151:15 152:10 153:13 154:8 163:9 times	29:4 31:19 34:16,18 73:19,22 109:21 112:2 114:18 121:15 162:9 tire 30:10,23 102:10,15,24 tired 49:20 today 4:15 5:4,19 37:4 164:5 told 22:5 23:12,14 24:7 30:8,11 30:16,19 48:19 53:1,6 65:15 69:3 70:15,23 71:8 90:9,17 107:6 113:18 115:11 119:3 122:24 126:20,23 127:5 128:11 128:18,23,24 130:9,19,21 131:3,9,11 133:4 134:1 134:19 135:19 136:20 138:20 141:6 143:10,17 146:9 148:22 149:12,14,22 149:23 150:2 150:3,4,7,14 150:16 156:9 157:12 tone 64:1 72:14 top 15:7,15 107:13 108:15 tore 129:21 TORRES 1:8 165:8 166:15 total 121:5 touch 96:24 103:4 134:3 touched 103:5 to-wit 166:7 traffic 48:15,17,20 55:6 training 48:15 transcribe 5:8 transcript 164:1,7 165:15 167:1 Transcription 166:24 traveled 51:22 traveling 52:5 trial 57:10 tried 30:12,14	130:10 tries 81:3 trooper 53:17 54:2 true 77:7 167:1 truly 145:14,22 146:20 147:4 147:24 148:18 truth 15:14 166:19 166:19,20 try 14:9 18:23 19:1 30:6 89:20 101:19 113:22 128:9 130:2 trying 41:24 42:11,24 54:19 60:3 60:20 61:9 62:8 65:20 74:17 77:17 77:18,21 78:5 81:17 81:21 82:1 84:20 86:10 86:16 88:9 88:10,14,17 88:18,19,21 91:2,18,23 91:24 92:3 92:13,14 93:12,19 96:24 98:3,8 98:13,17,20 98:21 101:13 103:19 112:23 115:12 127:3 129:13 130:20 136:2 136:9 143:12 143:22 153:5 155:17 157:8 161:5,6,9,12 turn 44:6,18,21 45:13 51:11 74:5 83:1,2 83:3,17 turned 31:15,15 45:15 51:1,7 52:22 71:23 73:5 74:7,10 81:15 85:17 88:14 94:11 118:6 152:20 turns 82:22 83:19 Turtles 36:6,7 Tweets 38:1 Twitter 12:8,10,13,18 12:19 13:4 17:20,21,23 18:1,2 two 5:15 6:7 8:17 11:6 30:24 31:1,4 33:4 40:11 41:6 61:14,15 66:23,23	74:12 86:2 91:8 95:1,3 112:9,11,11 112:13 113:23 114:1 115:4 116:11 116:12,14,17 116:24 117:20 118:19 119:3 119:23 120:5 120:7,8,15 120:19,20,21 120:22,23 121:1,2,3,4 136:8 141:13 152:8 153:3 153:23 154:5 154:16 159:20 161:8 161:13 162:9 162:11,15 two-door 29:15 type 41:1,21 48:10 typewriting 166:24 typically 105:13 <hr/> U U 9:12 21:5 Uh-huh 46:18 79:6 145:13 Uh-uh 8:11 16:2 43:3 57:2 93:4 134:11 Um-um 34:24 57:16 87:3 85:9 91:16 146:19 unclear 85:13 underneath 66:19 understand 4:18 62:7,8 82:4,8 101:15 149:13 158:18 understanding 70:23 understood 4:24 14:16 93:9 107:20 underwear 123:4 undetermined 166:11 uniforms 114:9,10 United 1:1,14 165:1 166:11 university 1:7 2:15 10:9 11:5,8 21:4 32:19 33:4 48:2 59:21 61:11 63:21 113:24 114:6 114:8 116:12 116:13,17 117:15,19 118:7,9 119:4,17	120:1,6,8,16 121:5 122:16 123:20,23 124:2,3,6,10 124:14,17,23 125:12,17 126:1 141:10 142:16 145:17 152:8 153:1,7,16 153:23 154:11 157:2 160:22 161:3 161:17 162:6 162:11,20 165:7 166:14 168:7 unlatch 156:20 unproductive 158:19 unusual 45:10 72:10 upper 67:9 76:20 82:7 84:6,7 99:4 112:5 161:15 upset 128:22 157:4 157:14 158:15,17 upstairs 39:5 40:5 use 37:18 47:6 64:4 81:23 102:5 163:6 uses 12:20 35:16 usually 20:2 35:3 138:23 U.S 168:21 <hr/> V varied 31:13 vehicle 59:2,3 155:13 160:19 verbal 5:10 versus 146:7 videotape 93:2 view 117:13 visiting 9:11 voice 64:1 70:10,10 72:6,13 78:23 vs 1:6 165:6 168:7 vulgarity 64:4 <hr/> W waist 123:8,9 161:24 wait 5:16 16:17 137:9 159:13 waited 135:23
--	---	--	---	---	---

waiting	98:13 102:2	we're	X	1:24	166:8
26:17,18 143:3	105:17 108:4	4:14 15:22	3:1,10	09	28
143:6 144:2	112:19 116:7	29:2,4 127:3		1:6 165:6	168:13
waive	118:2 132:2	130:20	Y		
164:8	132:21	wheel	year	1	3
waiving	135:11 136:6	102:9	6:14 16:20,21	3:13 145:2,5	3:15 6:3
89:22	141:20 146:2	Wheezy	18:14 21:5	146:17	146:17
walk	152:23	37:23 38:2,4,4	38:2	10	148:11 168:6
55:19 61:22	154:11	WHEREOF	years	47:19	30
161:5	158:24	167:13	6:7 8:17 11:6	10:00	2:19 30:2
walked	161:22	white	yeh	22:12,13,20	36:21,21
155:22	163:10	13:18 72:5,7	10:18,21 12:3	10:15	58:18 144:4
walking	167:10,11	72:15 156:16	13:2,7 16:10	1:20	144:5 168:20
161:2	weapon	Whitney	17:19,22	10:30	30s
wall	105:3	6:23 7:2,5,16	20:22 22:9	22:20	75:19,20,24
39:6	weapons	window	24:10 25:15	1080	300
want	104:5,9	60:19 69:17,18	26:7 31:2,21	1:6 165:6	1:19 2:4,12
10:14,23 11:3	wearing	69:19,20,24	35:6,9,15	11	166:9 168:1
18:22,22	156:16 160:23	74:23 113:6	37:22 38:7	1:19 165:14	312
19:1 22:14	week	135:21	38:14 39:16	166:7 168:8	2:7,14,22
22:19 26:21	15:24 18:18	windows	44:20,22	11:00	330
35:11 36:14	19:17	56:20 62:14	49:15 52:3	22:18 38:11	2:5
40:3 42:22	weekday	withdraw	53:23 55:5	11:30	345-8877
44:7 56:1	18:20	42:16 146:22	59:6,10 63:3	38:11	2:7
59:17 67:20	weekend	witness	66:8 69:15	12:00	
67:21 75:13	18:21 19:18	3:2 4:1,2,5	73:20 75:2,4	22:19	4
78:5,18	weekends	7:2 32:23	79:9 80:17	13033	3:4 146:17
79:18 80:4,6	19:19	57:4 65:14	84:10 87:12	6:3 168:5	40
80:13 81:16	weekly	71:8 85:1,8	87:12,21	145	58:18 140:2
81:20 82:8	10:1,3	85:10,16	88:2 95:9	3:13	40s
89:18 91:12	weeks	86:19 93:6	106:2 107:4	147	75:19,19,20
98:11 105:4	21:8 23:20	93:17 94:12	108:10,23	3:14	76:1
106:24	24:1,6 29:21	95:9 97:3	110:7 112:10	148	
107:24	30:24 31:1,4	111:7 112:5	112:14	3:15	5
112:11 114:4	37:7 57:10	123:9 125:6	113:19 116:7	15	168:4
119:24 127:8	132:7	125:8 163:5	121:11 137:7	47:19 137:15	5th
129:17,20,20	weighs	164:6,9,11	137:11	137:16	165:19 167:15
139:16,17	76:8	166:21,23	143:17	151	50
140:17 152:1	well-built	167:2	151:13,19	3:5	140:2
155:1 163:5	76:18	woman	162:2 163:16	160	53rd
164:2,7,7,9	went	159:14	164:11	3:6	43:16,21 44:7
164:10	10:11 11:23,24	women	yell		44:8,10
wanted	19:5,7 20:23	159:12,13	125:13	2	45:11 46:16
23:2,7,9,11,14	21:4,4,8	wondering	yelled	3:14 146:17	46:20 50:16
42:9 73:1	27:8 28:10	19:13	125:20	147:10,13	160:15
115:18,19	28:21 30:9	Woodlawn	yelling	2:00	55th
128:9 130:7	31:19 33:22	7:7	110:10,13	49:15	43:16,18
140:5,6	37:11 41:12	word	125:9,19,21	2:30	57th
wanting	41:12 42:7	13:17 14:5,13	129:16	49:13 64:8	43:21 44:7,8
23:12 26:10	43:19,22	72:22 163:5	143:15	2:40	44:10 46:16
72:20	45:12 51:5,6	words	150:13,14	49:13	46:20 50:16
warned	51:10,20	72:15 73:2	154:24	20	
24:8	52:16 55:20	wore	157:16	36:21 42:12,16	60406
Washington	56:12,13	160:24	Yep	42:18 51:21	6:4 168:6
44:16	57:17 58:16	work	18:7 44:24	51:21 75:23	60601
wasn't	72:1 92:2	6:10 17:4	young	200	2:13
9:23 20:3 21:9	107:9 110:12	19:18,19	6:23 7:2,5	168:1	60601-1014
21:13 24:9	114:20 123:1	20:23 132:13	36:12,14	2005	168:2
26:22 39:23	127:23 130:2	137:2,4	64:23 75:14	9:8	60602
40:4,7 42:6	131:7,10	141:16	75:16	2006	2:21
52:7 55:24	133:1,3,8,10	142:11	younger	7:22 29:14	60606
58:20 61:22	134:14,23	worked	7:14 36:17	2008	2:6
82:11 64:3	135:3,5	20:18 59:20	Y-o-u-n-g	18:15 19:20	62nd
66:15,16	136:13,19,21	working	7:2	20:6 21:21	7:7
74:7 75:22	137:5,12,23	6:19 17:1 20:6	Z	22:7 34:1	87th
75:22 76:10	138:6,8	20:7,10,12	Zip	44:15	16:4,5,5
76:12 77:15	139:20,21	20:12,19	6:4	2009	7
84:13 96:21	144:17 146:6	21:16 42:20	zipper	1:20 165:14	70th
121:20 133:8	146:24 147:7	142:9	123:9,10 141:7	166:7 168:8	21:24 22:1,5
139:6 155:2	147:22	wouldn't	\$	2010	27:23
161:21	148:16	69:24 75:17	\$20	165:20 167:15	704-3000
waved	weren't	121:17,18	42:1	168:4	2:14
65:17	26:6 49:16	124:5	0	207	744-3982
way	50:1 101:6	wrestle	07	5:23 75:23	2:22
13:21 14:4	west	115:9	10:4,7	1:18 2:11	
71:17 72:9	2:4 27:24	wrong	084-003326		
72:10,14	47:20 60:2	19:2 122:13			
74:19 82:23	westbound	143:8,8,23			
82:24,24	45:22,24 46:1	158:20			
85:17 86:14	46:3,23 59:7				
93:20 94:11	59:9	X			

76th 21:1 78th 8:24 9:1 22:4					
8					
83rd 7:8					
9					
900 2:20 92nd 7:7					

1 McCorkle Court Reporters, Inc.
2 200 N. LaSalle Street Suite 300
3 Chicago, Illinois 60601-1014

4 CERTIFIED MAIL

5 DATE: January 5, 2010

6 MS. ASHLEY NICOLE GLOVER,
7 13033 Seeley Avenue,
8 Apartment 3,
9 Blue Island, Illinois 60406

10

IN RE: Boyle vs. University of Chicago

11 DATE OF DEPOSITION: November 11, 2009

12 Dear Ms. Glover:

13 Your deposition in the above-entitled cause
14 is now ready for reading and signing as required
15 by law.

16 Please call the Signature Department upon
17 receipt of this letter to schedule an
18 appointment to come to the above address to read
19 and sign your deposition. You have 28 days from
20 the date of this correspondence in which
21 to appear for reading and signing.

22

23 If you fail to appear or notify us so that we
24 may make arrangements for another appointment,
25 your deposition will be completed and forwarded
26 to the attorneys and will be "... used as fully
27 as though signed."

28

29 ____ Procedure outlined in Rule 207 (a)
30 of the Illinois Supreme Court Rules
31 ____ Procedure outlined in Rule 30 (e) of
32 the Rules of Civil Procedure for the
33 U.S. District Courts

34 Sincerely,

35

36 Margaret Setina Court Reporter:
37 Signature Department MARLENE L. KING
38 cc: All attorneys of record.

168